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Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 56 | Vol. 2001, No. 56 | Senate Legislative Day 56

Tuesday, May 1, 2001

N.C. DOCUMENTS
CLEARINGHOUSE
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RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
May 1, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
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PUBLIC BILLS

H0085 INDIAN CULTURAL CENTER AMENDMENT. 04-19-01	S	PASSED 2ND READING
H0142 AMEND MARRIAGE STATUTES. 03-26-01, 03-28-01, 03-29-01, 04-18-01, 04-19-01	H	CONCURRED IN S/COM SUB
H0143 WETLANDS REIMBURSEMENT/LOCAL TAX BASE. 04-16-01	H H	REPTD FAV CAL PURSUANT RULE 36(B)
H0218 INJURY TO COMMODITIES OR PRODUCTION SYSTEMS. 04-19-01, 04-25-01	S	REF TO COM ON JUDICIARY I
H0335 SEIZED FIREARMS/OFFICIAL LAW ENFORCEMENT USE. 04-25-01	S	REF TO COM ON JUDICIARY II
H0360 HEALTH INSURANCE OMNIBUS CHANGES. 04-24-01, 04-25-01	S	REF TO COM ON INSURANCE AND CONSUMER PROTECTION
H0442 CONCEALED HANDGUN PERMIT RECIPROCITY. 04-24-01, 04-26-01	S	REF TO COM ON JUDICIARY II
H0460 DRIVING WHILE IMPAIRED ROADSIDE MEMORIAL MARKERS 04-19-01	S	REF TO COM ON APPROPRIATIONS/ BASE BUDGET
H0494 INCREASE PENALTY/CARRYING CONCEALED WEAPON.	S	REF TO COM ON JUDICIARY II
H0568 SCHOOLS MUST PROTECT STUDENT & FAMILY PRIVACY.	S	REF TO COM ON EDUCATION/ HIGHER EDUCATION

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H0609 WELL CONSTRUCTION STANDARDS/RULE MAKING.	S	REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
04-18-01		
H0645 SCHOOL DRESS CODES AND APPEARANCE POLICIES.	S	REF TO COM ON EDUCATION/ HIGHER EDUCATION
04-25-01		
H0793 INDECENT BEHAVIOR & PHOTOGRAPHY BETWEEN MINORS.	S	REF TO COM ON JUDICIARY II
04-25-01		
H0844 DIVIDE DISTRICT COURT DISTRICT 11.	S	REF TO COM ON JUDICIARY I
04-25-01		
H0941 COUNTY ANTIDISCRIMINATION ORDINANCES.	S	REF TO COM ON JUDICIARY II
04-25-01, 04-26-01		
H0946 POSSESSION/MANUFACTURE OF FRAUDULENT IDS.	S	REF TO COM ON JUDICIARY I
04-25-01		
H0948 REDEFINE "SPECIAL ABC AREA".	S	REF TO COM ON JUDICIARY I
04-23-01, 04-26-01		
H0983 LMT LIABILITY/LANDOWNER OF WATERSHED PROPERTIES.	S	REF TO COM ON JUDICIARY I
H0998 STATE PRIVACY ACT.	S	REF TO COM ON JUDICIARY II
H1007 ENVIRONMENTAL TECHNICAL CORRECTIONS.	S	REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
H1009 CONSISTENT RISK-BASED REMEDIAL ACTIONS.	S	REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
04-26-01		
H1041 BALLOT INSTRUCTIONS IN SPANISH.	S	REF TO COM ON JUDICIARY I
04-23-01		
H1063 PAY FOR PERFORMANCE/LUST CLEANUPS.	S	REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
04-24-01, 04-26-01		
*H1085 PROBATION REVOCATION TO COURT OF APPEALS.	S	REF TO COM ON JUDICIARY I
04-26-01		
H1109 MANAGED CARE/PATIENT ACCESS.	S	REF TO COM ON HEALTH CARE
04-26-01		
H1125 CLARIFY SCHOOL ADMISSIONS PROCEDURES.	S	REF TO COM ON EDUCATION/ HIGHER EDUCATION
04-24-01		
H1151 STUDY VIOLENT HABITUAL FELON LAW.	H H	WITHDRAWN FROM CAL RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01		
H1152 STUDY HABITUAL FELON DEFINITION.	H H	WITHDRAWN FROM CAL RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01		
H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.	S	REF TO COM ON JUDICIARY II
04-25-01		
H1184 2ND PRIMARY AT 25%.	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
04-24-01		
H1186 VOTER REGISTRATION BY FAX.	S	REF TO COM ON JUDICIARY I
04-23-01		

H1187 PUSH POLL DISCLOSURE.	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
04-24-01, 04-26-01		
H1193 VOTER ADDRESS CHANGE BY FAX.	S	REF TO COM ON JUDICIARY I
H1195 ANNUAL ABSENTEE BALLOT REQUEST.	S	REF TO COM ON JUDICIARY I
04-26-01		
H1217 NOTIFY DWI LIENHOLDERS IMMEDIATELY.	S	REF TO COM ON JUDICIARY II
04-25-01		
H1232 PRESCRIPTION DRUG ASSISTANCE FOR SENIORS.	S	REF TO HEALTH CARE. IF FAV, RE-REF TO APPROPRIATIONS/ BASE BUDGET
04-26-01		
H1266 SURGICAL NURSES/3RD PARTY PAYMENT.	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
H1301 EXTEND SUNSET LUST LAND-USE RESTRICTIONS.	S	REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
H1308 EXTEND LOW-SULFUR GASOLINE IMPLEMENTATION.	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
04-24-01, 04-26-01		
S0025 LEASE-PURCHASE UP TO THREE PRISONS.	S	PLACED ON CAL FOR 5/2/2001
04-05-01, 04-19-01, 04-25-01		
S0766 MEDICAL SERVICES FOR THE DISABLED/STUDY.	H	WITHDRAWN FROM COMM
	H	RETURNED TO SENATE
04-25-01		
S0831 CONTROLLER/EXTEND APPT. DEADLINE.	H	PASSED 2ND & 3RD READING
	S	RATIFIED
	S	PRES. TO GOV. 05/01/2001
04-24-01		
S0970 GRAPE GROWERS COUNCIL CHANGES.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE

LOCAL BILLS

H0449 TROY ANNEXATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/2/2001
04-24-01		
H0616 ATLANTIC BEACH ANNEXATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/2/2001
04-19-01		
H0636 ELIZABETH CITY CHARTER REVISED.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/2/2001
04-24-01		
H0763 ROCKINGHAM COUNTY LOCAL ACT.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON CULTURAL RESOURCES
H0817 RICHMOND COUNTY SUBDIVISIONS.	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
04-26-01		
H0880 TRANSFER BERTIE SEPTIC SYSTEMS/ AUTHORIZE FEES.	S	REPTD FAV
	S	RE-REF COM ON FINANCE

S0229 CAROLINA/KURE BEACH LIMITS.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/2/2001
04-04-01 S0381 BOSTIC CORPORATE LIMITS.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/2/2001
S0557 MILLERS CREEK INCORPORATED.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/2/2001
03-28-01 S0655 COATS CORPORATE LIMITS.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/2/2001
S0677 WELDON ANNEXATIONS.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/2/2001

NEXT SESSIONS

Wednesday, May 2, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

G41
25: 2001/56

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	S	RATIFIED
	S	PRES. TO GOV. 05/01/2001
04-24-01		
S0970 GRAPE GROWERS COUNCIL CHANGES.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE

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	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/2/2001
04-24-01		
H0616 ATLANTIC BEACH ANNEXATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/2/2001
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H0636 ELIZABETH CITY CHARTER REVISED.	H	REPTD FAV
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04-04-01 S0381 BOSTIC CORPORATE LIMITS.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/2/2001
S0557 MILLERS CREEK INCORPORATED.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/2/2001
03-28-01 S0655 COATS CORPORATE LIMITS.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/2/2001
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PUBLIC BILLS

H0015 AMEND SCHOOL CLASSIFICATIONS. 03-21-01	S	REPTD FAV
H0085 INDIAN CULTURAL CENTER AMENDMENT. 04-19-01	S	PASSED 3RD READING
H0109 REIMBURSEMENT FOR MARRIAGE/FAMILY THERAPISTS.	S S	WITHDRAWN FROM COMM RE-REF COM ON INSURANCE AND CONSUMER PROTECTION
H0142 AMEND MARRIAGE STATUTES. 03-26-01, 03-28-01, 03-29-01, 04-18-01, 04-19-01	H	RATIFIED
H0143 WETLANDS REIMBURSEMENT/LOCAL TAX BASE. 04-16-01	H	PLACED ON CAL FOR 5/3/2001
H0150 EXTEND TAX DEADLINE. 03-07-01	S	REPTD FAV
H0329 ADULT DAY CARE TRANSPORTATION	S	REPTD FAV
H0410 DISPOSAL OF COMMUNITY COLLEGE PROPERTY. 04-10-01, 04-11-01	S	REPTD FAV
H0688 TURFGRASS FERTILIZER ASSESSMENT. 05-02-01	HA H	REPTD FAV COM SUBSTITUTE RE-REF COM ON FINANCE
H0736 LONG-TERM CARE/POST STAFFING. 04-16-01	S	REPTD FAV
H0979 SPECIAL DIPLOMA FOR WORLD WAR II VETERANS. 04-18-01	S	REPTD FAV

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H1271 NORTH CAROLINA NATIONAL HERITAGE AREA/ COMMISSION	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON CULTURAL RESOURCES
S0025 LEASE-PURCHASE UP TO THREE PRISONS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/3/2001
04-05-01, 04-19-01, 04-25-01		
S0221 AMEND PUBLIC HEALTH AUTHORITIES ACT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-02-01		
S0262 EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-18-01, 05-02-01		
S0275 CANADIAN DEALERS/SALESMEN REGISTRATION.	S	REPTD FAV
03-29-01		
S0353 DOR DEBT COLLECTION CHANGES.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
03-15-01, 04-25-01, 04-26-01, 04-30-01		
S0626 DOMESTIC VIOLENCE FATALITY REVIEW TEAM.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY I
04-25-01		
S0689 HONORING FOUNDERS OF RAEFORD/100TH ANNIVERSARY.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 5/9/2001
S0766 MEDICAL SERVICES FOR THE DISABLED/STUDY.	S	REC FROM HOUSE
	S	RECONSIDERED 3RD READING
	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
04-25-01		
S0825 STATE HEALTH PLAN CONTRACT/EXEMPT APA.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-19-01		
#S0831 CONTROLLER/EXTEND APPT. DEADLINE.	S	PRES. TO GOV. 5/1/2001
	S	SIGNED BY GOV. 5/1/2001
	SR	CH. SL 2001-42
04-24-01		
S0860 INTERSTATE TRUST BUSINESS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
05-02-01		
S0888 NONRESIDENT LICENSE FEES.	H	REPTD FAV
	H	RE-REF COM ON FINANCE
04-19-01		

LOCAL BILLS

H0449 TROY ANNEXATION.	H	PASSED 2ND READING
04-24-01		
H0516 WAKE COUNTY SCHOOL CONSTRUCTION PROJECTS.	S	REPTD FAV
03-29-01		
H0575 FAIR BLUFF BOUNDARIES.	S	REPTD FAV
H0616 ATLANTIC BEACH ANNEXATION.	H	POSTPONED TO 5/3/2001
04-19-01		
H0636 ELIZABETH CITY CHARTER REVISED.	H	PASSED 2ND READING
04-24-01		

H0651 GREENVILLE/CHAPEL HILL PRETOWING NOTICES.	S	REPTD FAV
03-28-01, 03-29-01		
H0664 ROCKINGHAM CITY ZONING PROTESTS.	S	REPTD FAV
H0682 HARNETT COUNTY SUBDIVISION DEFINITION.	S	REPTD FAV
H0683 PLYMOUTH COUNCIL ELECTION.	S	REPTD FAV
H0698 CARTERET OCCUPANCY TAX CHANGES.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON FINANCE
H0726 DARE COUNTY OCEAN REGULATION.	S	REPTD FAV
04-24-01		
H0727 DARE CO. DSS USE OF FUNDS	S	REPTD FAV
H0834 RAISE WASHINGTON OCCUPANCY TAX.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/3/2001
05-02-01		
H0877 BREVARD SATELLITE ANNEXATIONS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/3/2001
05-02-01		
H0879 HAYWOOD FIRE TAX DISTRICTS.	S	REPTD FAV
S0229 CAROLINA/KURE BEACH LIMITS.	H	POSTPONED TO 5/8/2001
04-04-01		
S0381 BOSTIC CORPORATE LIMITS.	H	PASSED 2ND READING
S0557 MILLERS CREEK INCORPORATED.	H	PASSED 2ND READING
03-28-01		
S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-25-01		
S0651 MT. AIRY PLANNING BD./ETJ.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0655 COATS CORPORATE LIMITS.	H	PASSED 2ND READING
S0675 WINSTON-SALEM/FORSYTH TECHNOLOGY PURCHASES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0677 WELDON ANNEXATIONS.	H	PASSED 2ND READING

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 262. EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD. Intro. 2/27/01. House committee substitute makes the following changes to 2nd edition. Allows expunction of infraction as well as crime and clarifies that insurance company that charged additional premium based on criminal charge must refund only the additional charge not the entire premium.

S 860. INTERSTATE TRUST BUSINESS. Intro. 4/4/01. Senate committee substitute makes the following changes to 1st edition. Amends GS 53-80 to provide that no fewer than one-half of directors of bank doing business under GS Ch. 53 must be residents of NC or any state in which the bank has a branch.

HOUSE BILLS

H 688. TURFGRASS FERTILIZER ASSESSMENT. Intro. 3/19/01. House committee substitute makes the following changes to 1st edition. Provides that the assessment shall not apply to any fertilizer used for an agricultural purpose, for the production of hay, silage or other animal feed, or to maintain any pasture used for

grazing livestock. Provides that three members of the Turfgrass Funding Committee shall be selected from both the College of Agriculture and Life Sciences at NC State University and from NC Agricultural and Technical State University, and specifies that the office of member of the Funding Committee may be held concurrently with any other elected or appointed office. Changes effective date of assessment to Jan. 1, 2002 (was July 1, 2002).

H 834. RAISE WASHINGTON OCCUPANCY TAX-2. Intro. 3/28/01. House committee substitute makes the following changes to 1st edition. Provides that Authority must use at least 2/3 of net proceeds to promote travel and tourism and remainder for tourism-related expenditures. Limits amount that can be withheld as cost of administering the tax to 3% of first $500,000 collected and 1 % of remaining gross proceeds collected each year (now, 5% of gross proceeds). Defines terms "travel and tourism" and "tourism-related expenditures."

H 877. BREVARD SATELLITE ANNEXATIONS. Intro. 3/29/01. House committee substitute changes 1st edition by making the bill applicable to three tracts of land whose descriptions are set forth in terms of metes and bounds.

LEGISLATION ENACTED

SL 2001-42 (S 831). CONTROLLER/EXTEND APPT. DEADLINE. *AN ACT TO EXTEND THE DEADLINE FOR THE GOVERNOR TO APPOINT THE STATE CONTROLLER TO JUNE 15, 2001.* Summarized in *Daily Bulletin* 4/24/01. Enacted May 1, 2001. Effective May 1, 2001 and expires June 30, 2001.

NEXT SESSIONS

Thursday, May 3, 2001

HOUSE convenes at 11:30 a.m.

SENATE convenes at 11:00 a.m.

25: 2001/58

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 58 | Vol. 2001, No. 58 | Senate Legislative Day 58

Thursday, May 3, 2001

N.C. DOCUMENTS
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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
May 3, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0015 AMEND SCHOOL CLASSIFICATIONS.	SA AMEND ADOPTED #1
	S PASSED 2ND & 3RD READING
03-21-01, 05-03-01	
H0032 FAITHLESS ELECTOR PENALTY INCREASED.	S WITHDRAWN FROM COMM
	S RE-REF COM ON JUDICIARY I
03-29-01	
H0142 AMEND MARRIAGE STATUTES.	H PRES. TO GOV. 5/3/2001
03-26-01, 03-28-01, 03-29-01, 04-18-01, 04-19-01	
H0143 WETLANDS REIMBURSEMENT/LOCAL TAX BASE.	H POSTPONED TO 5/8/2001
04-16-01	
H0150 EXTEND TAX DEADLINE.	S PASSED 2ND & 3RD READING
03-07-01	
H0168 CORPORATE ASSET TRANSFERS.	S REPTD FAV
	S RE-REF COM ON FINANCE
H0182 AMEND ANTI-LAPSE STATUTE.	S REPTD FAV
H0329 ADULT DAY CARE TRANSPORTATION	S PASSED 2ND READING
	S PLACED ON CAL FOR 5/8/2001
H0386 COMMUNITY COLLEGE AUDIT PROCEDURES.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
03-14-01, 05-03-01	
H0410 DISPOSAL OF COMMUNITY COLLEGE PROPERTY.	S PASSED 2ND & 3RD READING
04-10-01, 04-11-01	
H0652 HONORING MACCLESFIELD'S FOUNDERS	H REPTD FAV
	H CAL PURSUANT RULE 36(B)

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	H PLACED ON CAL FOR 5/7/2001
H0736 LONG-TERM CARE/POST STAFFING.	S PASSED 2ND & 3RD READING
04-16-01	
H0831 ELECTION CHANGES.	S WITHDRAWN FROM COMM
	S RE-REF COM ON JUDICIARY I
04-16-01, 04-23-01	
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
04-11-01, 05-03-01	
H0979 SPECIAL DIPLOMA FOR WORLD WAR II VETERANS.	S PASSED 2ND & 3RD READING
04-18-01	
H1117 DA DISCRETION	S REPTD FAV
04-24-01	
S0025 LEASE-PURCHASE UP TO THREE PRISONS.	S CONCURRED ON 2ND READING
04-05-01, 04-19-01, 04-25-01	
S0137 PRIVATE CORRECTIONAL OFFICERS.	H REPTD WITHOUT PREJUDICE
	H CAL PURSUANT RULE 36(B)
03-06-01, 03-07-01, 04-12-01	
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
S0275 CANADIAN DEALERS/SALESMEN REGISTRATION.	S PASSED 2ND & 3RD READING
03-29-01	
S0302 ARTWORK CONSERVATION TREATMENTS-AB.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
04-19-01	
S0541 SANITATION RULES/FAMILY FOSTER HOMES EXEMPT.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
04-19-01, 05-03-01	
S0716 POLL WORKER DISCHARGE.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
04-24-01, 05-03-01	
S0882 CONFORM NC LAW TO COMMODITIES EXCHANGE ACT.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
05-03-01	
S0888 NONRESIDENT LICENSE FEES.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/7/2001
04-19-01	

LOCAL BILLS

H0196 BID LAW FLEX./PINEHURST HISTORIC PRESERVATION.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
05-03-01	
H0449 TROY ANNEXATION.	H PASSED 3RD READING
04-24-01	
H0516 WAKE COUNTY SCHOOL CONSTRUCTION PROJECTS.	S PASSED 2ND & 3RD READING
03-29-01	
H0575 FAIR BLUFF BOUNDARIES.	S PASSED 2ND READING
H0616 ATLANTIC BEACH ANNEXATION.	H POSTPONED TO 5/7/2001
04-19-01	
H0636 ELIZABETH CITY CHARTER REVISED.	H PASSED 3RD READING
04-24-01	

H0651 GREENVILLE/CHAPEL HILL PRETOWING NOTICES.	S	PASSED 2ND & 3RD READING
03-28-01, 03-29-01		
H0664 ROCKINGHAM CITY ZONING PROTESTS.	S	PASSED 2ND & 3RD READING
H0682 HARNETT COUNTY SUBDIVISION DEFINITION.	S	PASSED 2ND & 3RD READING
H0683 PLYMOUTH COUNCIL ELECTION.	S	PASSED 2ND & 3RD READING
H0726 DARE COUNTY OCEAN REGULATION.	S	PASSED 2ND & 3RD READING
04-24-01		
H0727 DARE CO. DSS USE OF FUNDS	S	PASSED 2ND & 3RD READING
H0834 RAISE WASHINGTON OCCUPANCY TAX.	H	PASSED 2ND READING
05-02-01		
H0877 BREVARD SATELLITE ANNEXATIONS.	H	PASSED 2ND READING
05-02-01		
H0879 HAYWOOD FIRE TAX DISTRICTS.	S	PASSED 2ND READING
S0024 WEST NORMAN INCORPORATION.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
03-05-01		
S0080 18TH SENATE DISTRICT LOCAL ACT-5	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
S0381 BOSTIC CORPORATE LIMITS.	H	PASSED 3RD READING
S0557 MILLERS CREEK INCORPORATED.	H	PASSED 3RD READING
03-28-01		
S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	H	PLACED ON CAL FOR 5/7/2001
04-25-01		
S0651 MT. AIRY PLANNING BD./ETJ.	H	PLACED ON CAL FOR 5/7/2001
S0655 COATS CORPORATE LIMITS.	H	PASSED 3RD READING
S0675 WINSTON-SALEM/FORSYTH TECHNOLOGY PURCHASES.	H	PLACED ON CAL FOR 5/7/2001
S0677 WELDON ANNEXATIONS.	H	PASSED 3RD READING

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 541. SANITATION RULES/FAMILY FOSTER HOMES EXEMPT. Intro. 3/19/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 716. POLL WORKER DISCHARGE. Intro. 3/28/01. House committee substitute makes the following changes to 2nd edition. Limits remedy of employee to reinstatement (originally, included damages) and changes effective date to when bill becomes law.

S 882. CONFORM NC LAW TO COMMODITIES EXCHANGE ACT. Intro. 4/4/01. House committee substitute makes the following changes to 1st edition.

HOUSE BILLS

H 15. AMEND SCHOOL CLASSIFICATIONS. Intro. 1/29/01. House amendment makes the following changes to 2nd edition. Deletes from bill provision that for purposes of Title V of the National Defense Education Act of 1958 the term "secondary school" is to be applicable to grades seven through 12.

H 196. BID LAW FLEX./PINEHURST/ELIZABETH CITY. Intro. 2/21/01. Senate committee substitute makes the following changes to 1st edition. Changes title to read *AN ACT TO EXEMPT FROM THE PUBLIC BIDDING LAWS THE VILLAGE OF PINEHURST IN THE RESTORATION OF THE FAIR BARN AND COLLEGE OF THE ALBEMARLE IN THE CONSTRUCTION OF A MULTIPURPOSE FACILITY IN THE CITY OF ELIZABETH CITY.* Adds the College of the Albemarle project to the bill.

H 386. COMMUNITY COLLEGE AUDIT PROCEDURES. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Limits requirement that auditors of community college programs use valid sample size to program audits.

H 938. COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS. Intro. 3/29/01. Senate committee substitute makes the following changes to 2nd edition. Repeals acts dealing with same subject applicable to Haywood Community College, Roanoke-Chowan Community College and Brunswick Community College.

NEXT SESSIONS

Monday, May 7, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

G41
25:2001/59

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House Legislative Day 59 Vol. 2001, No. 59 Senate Legislative Day 59

Monday, May 7, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1426	REGULATE EXPERIMENTAL TOBACCO		AGRICULTURE	106
H 1427	AMEND USE VALUE STATUTES			105, STUDY

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1426. REGULATE EXPERIMENTAL TOBACCO. *TO REGULATE THE PRODUCTION, PROCESSING, STORING, SALE, TRANSPORTATION, AND POSSESSION OF EXPERIMENTAL TOBACCO.* Adds new Article 70 to GS Chapter 106, which requires persons intending to grow, process, store, sell, transport, or otherwise possess experimental tobacco (tobacco subject to US DOA regulation under 7 C.F.R. Part 340) to obtain license from Comm'r of Agriculture. Requires applicant to furnish surety bond in amount of $1 million, conditioned upon compliance with new Article 70. Prohibits licensee under Article from commingling experimental tobacco with any other tobacco. Gives Comm'r powers to enforce Article. Makes violation of Article Class 2 misdemeanor. Effective Jan 1, 2002.
Intro. by Hill.
Ref. to Agriculture GS 106

H 1427. AMEND USE VALUE STATUTES. *TO MAKE MISCELLANEOUS CHANGES TO THE DEFINITIONS USED FOR AGRICULTURAL, HORTICULTURAL, AND FORESTRY LAND; TO PERMIT A CHANGE OF OWNERSHIP WITH CONTINUED QUALIFICATION FOR DEFERRED TAX STATUS; TO PROVIDE AN OPTION FOR PREPAYMENT OF ANY DEFERRED TAXES; TO CREATE A STUDY; AND TO MAKE CONFORMING CHANGES.* GS 105-277.2 defines agricultural horticultural land and forestland as land in the "commercial" production of crops or "commercial" growing of trees; bill deletes the word "commercial". GS 105-277.3 classifies agricultural and horticultural land that has had an average annual gross income from agriculture or horticulture over three preceding years of $1000 or more; amendment qualifies such land if average gross income, or average value of production, or both, is at least $1000 annually. Provides that average value of production is market value of agricultural or horticultural products actually produced on land. Reduces minimum size of property classified as forestland from 20 to 10 acres. Amends GS 105-277.3(b2) to redefine exception to the ownership requirements as follows: land was appraised for use value or eligible for such appraisal when title passed; and new owner continues to use land for purpose for which it was classified before title passed. Adds new GS 105-277.4(f) to permit deferred taxes and accrued interest to be prepaid, with any partial payment to be applied first to accrued

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interest. Directs Agriculture and Forestry Awareness Study Commission to study deferred taxation of use-valued property, with report to 2003 General Assembly. Effective for taxable years beginning on or after July 1, 2001. **Intro. by Agriculture Committee.**

GS 105, STUDY

CALENDAR ACTION
May 7, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0085 INDIAN CULTURAL CENTER AMENDMENT.	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/8/2001
04-19-01		
H0150 EXTEND TAX DEADLINE.	H	RATIFIED
03-07-01		
H0182 AMEND ANTI-LAPSE STATUTE.	S	PASSED 2ND & 3RD READING
H0285 YADKIN/PEE DEE LAKES PROJECT FUNDS.	HA	REPTD COM SUB W/O PREJUD
	H	RE-REF COM ON APPROPRIATIONS
05-07-01		
H0386 COMMUNITY COLLEGE AUDIT PROCEDURES.	S	PASSED 2ND & 3RD READING
03-14-01, 05-03-01		
H0410 DISPOSAL OF COMMUNITY COLLEGE PROPERTY.	H	RATIFIED
04-10-01, 04-11-01		
H0444 HOUSING FINANCE AGENCY.	HA	REPTD COM SUB W/O PREJUD
	H	RE-REF COM ON APPROPRIATIONS
05-07-01		
H0652 HONORING MACCLESFIELD'S FOUNDERS	H	PASSED 2ND & 3RD READING
	S	REC FROM HOUSE
	S	PLACED ON CAL FOR 5/7/2001
	S	PASSED 2ND & 3RD READING
H0700 NOTARY/IMPROPER SEAL/CURATIVE STATUTE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-03-01, 05-07-01		
H0736 LONG-TERM CARE/POST STAFFING.	H	RATIFIED
04-16-01		
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS.	S	PASSED 2ND & 3RD READING
04-11-01, 05-03-01		
H0979 SPECIAL DIPLOMA FOR WORLD WAR II VETERANS.	H	RATIFIED
04-18-01		
H1117 DA DISCRETION	S	PASSED 2ND & 3RD READING
04-24-01		
H1427 AMEND USE VALUE STATUTES.	H	REPTD FAV
	H	FILED
S0025 LEASE-PURCHASE UP TO THREE PRISONS.	S	CONCURRED ON 3RD READING
04-05-01, 04-19-01, 04-25-01		

S0137 PRIVATE CORRECTIONAL OFFICERS.	H	PLACED ON CAL FOR 5/8/2001
03-06-01, 03-07-01, 04-12-01		
S0195 CRIMINAL RECORD CHECKS FOR NURSES.	H	REPTD FAV
	H	RE-REF COM ON FINANCE
03-14-01		
S0221 AMEND PUBLIC HEALTH AUTHORITIES ACT.	H	PLACED ON CAL FOR 5/8/2001
04-02-01		
S0262 EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD.	H	PLACED ON CAL FOR 5/8/2001
04-18-01, 05-02-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	H	PLACED ON CAL FOR 5/8/2001
S0310 UNIFORM SECURITIES REGULATION.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-07-01		
S0541 SANITATION RULES/FAMILY FOSTER HOMES EXEMPT.	H	PLACED ON CAL FOR 5/8/2001
04-19-01, 05-03-01		
S0716 POLL WORKER DISCHARGE.	H	PLACED ON CAL FOR 5/8/2001
04-24-01, 05-03-01		
S0882 CONFORM NC LAW TO COMMODITIES EXCHANGE ACT.	H	PLACED ON CAL FOR 5/8/2001
05-03-01		
S0888 NONRESIDENT LICENSE FEES.	H	PASSED 2ND READING
04-19-01		

LOCAL BILLS

H0196 BID LAW FLEX./PINEHURST/ELIZABETH CITY.	S	PASSED 2ND & 3RD READING
05-03-01		
H0449 TROY ANNEXATION.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
04-24-01		
H0516 WAKE COUNTY SCHOOL CONSTRUCTION PROJECTS.	H	RATIFIED
03-29-01		
H0575 FAIR BLUFF BOUNDARIES.	S	PASSED 3RD READING
H0616 ATLANTIC BEACH ANNEXATION.	H	PASSED 2ND READING
04-19-01		
H0636 ELIZABETH CITY CHARTER REVISED.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
04-24-01		
H0651 GREENVILLE/CHAPEL HILL PRETOWING NOTICES.	H	RATIFIED
03-28-01, 03-29-01		
H0664 ROCKINGHAM CITY ZONING PROTESTS.	H	RATIFIED
H0682 HARNETT COUNTY SUBDIVISION DEFINITION.	H	RATIFIED
H0683 PLYMOUTH COUNCIL ELECTION.	H	RATIFIED
H0726 DARE COUNTY OCEAN REGULATION.	H	RATIFIED
04-24-01		
H0727 DARE CO. DSS USE OF FUNDS	H	RATIFIED
H0834 RAISE WASHINGTON OCCUPANCY TAX.	H	PASSED 3RD READING
05-02-01		
H0877 BREVARD SATELLITE ANNEXATIONS.	H	PASSED 3RD READING
05-02-01		
H0879 HAYWOOD FIRE TAX DISTRICTS.	S	PASSED 3RD READING

S0336 VARIOUS COUNTIES AMBULANCE SERVICE.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/8/2001
03-15-01, 05-07-01	
S0381 BOSTIC CORPORATE LIMITS.	S RATIFIED
S0557 MILLERS CREEK INCORPORATED.	S RATIFIED
03-28-01	
S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	H POSTPONED TO 5/8/2001
04-25-01	
S0587 DURHAM HISTORIC PROPERTIES.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/8/2001
04-25-01	
S0651 MT. AIRY PLANNING BD./ETJ.	HA AMEND ADOPTED #1
	H PASSED 2ND & 3RD READING
05-07-01	
S0655 COATS CORPORATE LIMITS.	S RATIFIED
S0675 WINSTON-SALEM/FORSYTH TECHNOLOGY PURCHASES.	H PASSED 2ND & 3RD READING
S0677 WELDON ANNEXATIONS.	S RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 310. UNIFORM SECURITIES REGULATION. Intro. 3/5/01. House committee substitute makes the following changes to 1st edition. Adds amendments to several sections in GS Chapter 78A (NC Securities Act), Chapter 78C (Investment Advisers), and Chapter 78D (Commodities Act) to change deadlines. In GS 78A-18(a) changes from 15 days to 20 the time the Sec'y of State has to schedule a hearing (after request for a hearing) on a summary order to deny or revoke an exemption to coverage for a particular security or transaction. In GS 78A-29(c) changes from 15 days to 20 the time the Sec'y of State has to schedule a hearing (after request for a hearing) on a summary order to postpone or suspend a registration statement. In GS 78A-39(c) changes from 15 days to 20 the time the Sec'y of State has to schedule a hearing (after request for a hearing) on a summary order to deny or revoke the registration of a dealer or salesman. In GS 78C-19(c) changes from 15 days to 20 the time the Sec'y of State has to schedule a hearing (after request for a hearing) on a summary order to deny or revoke the registration of an investment adviser or investment adviser representative. In GS 78D-4(e) changes from 30 days to 20 the time the Sec'y of State has to schedule a hearing (after request for a hearing) on a summary order to deny or suspend the exemption of a qualified commodities seller. In GS 78D-30 changes from 30 days to 20 the time the Sec'y of State has to schedule a hearing (after request for a hearing) on a summary order to commence an administrative proceeding. Also makes a change in GS 78D-25(a) to conform with substantive changes made in original bill.

S 336. CABARRUS AMBULANCE SERVICE. Intro. 3/5/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 651. MT. AIRY PLANNING BD./ETJ. Intro. 3/22/01. House amendment makes the following changes to 1st edition. Clarifies initial appointments to provide for staggering of terms with successive appointments of four year terms for planning board and board of adjustment members.

HOUSE BILLS

H 285. YADKIN/PEE DEE LAKES PROJECT FUNDS. Intro. 2/28/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with bill titled *AN ACT TO APPROPRIATE FUNDS FOR THE OPERATION OF THE YADKIN/PEE DEE LAKES PROJECT.* Appropriates $200,000 in 2001-2002 from the General Fund to The Yadkin/Pee Dee Lakes Project, Inc., to support the recipient's efforts to promote tourism and economic development in the area. Effective July 1, 2001.

H 444. NC HOUSING TRUST FUND. Intro. 3/1/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with an act *TO APPROPRIATE FUNDS FOR THE NORTH CAROLINA HOUSING TRUST FUND.* Appropriates $25,000,000 from the General Fund to the NC Housing Finance Agency for 2001-2002 to be used for purposes authorized in GS 122E (North Carolina Housing Trust Fund and Oil Overcharge Act). Effective July 1, 2001.

H 700. NOTARY VALIDATION. Intro. 3/20/01. Senate committee substitute makes the following changes to 2nd edition. Changes short title and changes title to read *AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS.* Retains substance of original bill but incorporates it into GS 10A-16 rather than enacting a new GS 10A-18.

NEXT SESSIONS

May 8, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

341
25: 2001/60

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 60 Vol. 2001, No. 60 Senate Legislative Day 60

Tuesday, May 8, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
May 8, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
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4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0015 AMEND SCHOOL CLASSIFICATIONS.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/9/2001
03-21-01, 05-03-01		
H0085 INDIAN CULTURAL CENTER AMENDMENT.	H	CONCURRED IN S/COM SUB
04-19-01		
H0143 WETLANDS REIMBURSEMENT/LOCAL TAX BASE.	H	PASSED 2ND & 3RD READING
04-16-01		
H0150 EXTEND TAX DEADLINE.	H	PRES. TO GOV. 5/8/2001
03-07-01		
H0182 AMEND ANTI-LAPSE STATUTE.	H	RATIFIED
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
05-08-01		
H0274 AMEND JUVENILE JUSTICE TERMINOLOGY.	S	REPTD FAV
04-03-01		
H0329 ADULT DAY CARE TRANSPORTATION	S	PASSED 3RD READING
H0410 DISPOSAL OF COMMUNITY COLLEGE PROPERTY.	H	PRES. TO GOV. 5/8/2001
04-10-01, 04-11-01		
H0609 WELL CONSTRUCTION STANDARDS/RULE MAKING.	S	REPTD FAV
04-18-01		
#H0652 HONORING MACCLESFIELD'S FOUNDERS	H	RATIFIED
	HR	CH. RES 2001-10

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H0700 NOTARY VALIDATION.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/9/2001
04-03-01, 05-07-01		
H0736 LONG-TERM CARE/POST STAFFING.	H	PRES. TO GOV. 5/8/2001
04-16-01		
H0902 STATE JUDICIAL COUNCIL MEMBERSHIP.	S	REPTD FAV
04-18-01		
H0979 SPECIAL DIPLOMA FOR WORLD WAR II VETERANS.	H	PRES. TO GOV. 5/8/2001
04-18-01		
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/9/2001
05-08-01		
H1117 DA DISCRETION	H	RATIFIED
04-24-01		
H1427 AMEND USE VALUE STATUTES.	H	REF TO COM ON FINANCE
S0025 LEASE-PURCHASE UP TO THREE PRISONS.	S	RATIFIED
04-05-01, 04-19-01, 04-25-01		
S0030 OUTLAW TAKING OF SEA OATS	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/9/2001
03-14-01		
S0137 PRIVATE CORRECTIONAL OFFICERS.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON FINANCE
03-06-01, 03-07-01, 04-12-01		
S0221 AMEND PUBLIC HEALTH AUTHORITIES ACT.	H	PASSED 2ND & 3RD READING
04-02-01		
S0262 EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD.	H	PASSED 2ND & 3RD READING
04-18-01, 05-02-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	H	POSTPONED TO 5/10/2001
S0275 CANADIAN DEALERS/SALESMEN REGISTRATION.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
03-29-01		
S0302 ARTWORK CONSERVATION TREATMENTS-AB.	H	PLACED ON CAL FOR 5/9/2001
04-19-01		
S0463 AMEND NURSING PRACTICE ACT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/9/2001
04-09-01		
S0465 SHOOT INTO PROPERTY/FELONY.	H	REPTD FAV
	H	RE-REF COM ON APPROPRIATIONS
04-03-01, 04-23-01		
S0538 BILL LEE TWO-COUNTY PROJECTS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/9/2001
04-19-01		
S0541 SANITATION RULES/FAMILY FOSTER HOMES EXEMPT.	H	PASSED 2ND & 3RD READING
04-19-01, 05-03-01		
S0702 PUBLIC LAWS-2.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
S0716 POLL WORKER DISCHARGE.	H	POSTPONED TO 5/10/2001
04-24-01, 05-03-01		

S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-24-01		
S0882 CONFORM NC LAW TO COMMODITIES EXCHANGE ACT.	H	PASSED 2ND & 3RD READING
05-03-01		
S0888 NONRESIDENT LICENSE FEES.	H	PASSED 3RD READING
04-19-01		
S0910 FAILURE TO APPEAR FOR MISDEMEANOR CITATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0931 CAPITAL CASE/JUDGE OVERSEE DISCOVERY.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-23-01		

LOCAL BILLS

H0007 AMEND WORTHLESS CHECK PROGRAM.	S	REPTD FAV
04-18-01		
H0575 FAIR BLUFF BOUNDARIES.	H	RATIFIED
H0616 ATLANTIC BEACH ANNEXATION.	H	PASSED 3RD READING
04-19-01		
H0834 RAISE WASHINGTON OCCUPANCY TAX.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-02-01		
H0875 BILTMORE FOREST DEER MANAGEMENT.	S	REPTD FAV
04-24-01		
H0877 BREVARD SATELLITE ANNEXATIONS.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-02-01		
H0879 HAYWOOD FIRE TAX DISTRICTS.	H	RATIFIED
S0229 CAROLINA/KURE BEACH LIMITS.	H	PASSED 2ND READING
04-04-01		
S0327 WILSON DEANNEXATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/9/2001
04-18-01		
S0336 VARIOUS COUNTIES AMBULANCE SERVICE.	H	POSTPONED TO 5/9/2001
03-15-01, 05-07-01		
#S0381 BOSTIC CORPORATE LIMITS.	SR	CH. SL 2001-43
#S0557 MILLERS CREEK INCORPORATED.	SR	CH. SL 2001-45
03-28-01		
S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	H	POSTPONED TO 5/9/2001
04-25-01		
S0587 DURHAM HISTORIC PROPERTIES.	H	POSTPONED TO 5/15/2001
04-25-01		
S0645 WILKES COUNTY/SCHOOL PROPERTY TRANSFER.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/9/2001
S0650 COMM. COLLEGE SATELLITE CAMPUS IN STOKES CO.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/9/2001
S0651 MT. AIRY PLANNING BD./ETJ.	S	REC FROM HOUSE
	S	REC TO CONCUR IN H AMEND
	S	REF TO COM ON FINANCE
05-07-01		
#S0655 COATS CORPORATE LIMITS.	SR	CH. SL 2001-47

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 S0667 SERVE CRIM. PROCESS/CARTERET CO. GOV'T.   H  REPTD FAV
       COMPLEX.                                  H  CAL PURSUANT RULE 36(B)
                                                 H  PLACED ON CAL FOR 5/9/2001
  04-11-01
 S0675 WINSTON-SALEM/FORSYTH TECHNOLOGY          S  RATIFIED
       PURCHASES.
#S0677 WELDON ANNEXATIONS.                       SR CH. SL 2001-49
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 236. SANITARY DISTRICT SATELLITE ANNEXATION. Intro. 2/26/01. House committee substitute makes the following changes to 1st edition. Makes bill applicable to any sanitary district where one or more municipalities lie within its boundaries (was, districts where one or more municipalities lay wholly within its boundaries).

H 1062. CORRECT DRY-CLEANING/WHITE GOODS LAW. Intro. 5/10/01. House committee substitute makes the following changes to 1st edition. Adds provision repealing Sec. 19 of SL 2000-19 (directing the Commission on Health Services to adopt a rule concerning disposal of certain dry cleaning solvents) and deletes provision amending Sec. 11 of SL 1993-471 (as amended) (concerning the white goods disposal tax).

LEGISLATION ENACTED

SL 2001-43 (S 381). BOSTIC CORPORATE LIMITS. *AN ACT TO SET OUT THE BOUNDARIES OF THE TOWN OF BOSTIC AND TO VALIDATE ACTIONS OF THE TOWN.* Summarized in *Daily Bulletin* 3/8/01. Enacted May 7, 2001. Effective July 1, 2001.

SL 2001-44 (H 516). WAKE COUNTY SCHOOL CONSTRUCTION PROJECTS. *AN ACT TO ASSIST WAKE COUNTY WITH THE CONSTRUCTION AND RENOVATION OF PUBLIC SCHOOL FACILITIES.* Summarized in *Daily Bulletin* 3/7/01 and 3/29/01. Enacted May 7, 2001. Effective May 7, 2001 and expires July 1, 2005.

SL 2001-45 (S 557). MILLERS CREEK INCORPORATED. *AN ACT TO INCORPORATE THE TOWN OF MILLERS CREEK, SUBJECT TO A REFERENDUM.* Summarized in *Daily Bulletin* 3/20/01 and 3/28/01. Enacted May 7, 2001. Effective May 7, 2001.

SL 2001-46 (H 651). GREENVILLE/CHAPEL HILL PRETOWING NOTICES. *AN ACT TO AUTHORIZE THE CITY OF GREENVILLE AND THE TOWN OF CHAPEL HILL TO REQUIRE PRETOWING NOTICES BEFORE A MOTOR VEHICLE MAY BE TOWED FROM A PRIVATE LOT, GARAGE, OR OTHER PARKING FACILITY.* Summarized in *Daily Bulletin* 3/15/01, 3/28/01, and 3/29/01. Enacted May 7, 2001. Effective May 7, 2001.

SL 2001-47 (S 655). COATS CORPORATE LIMITS. *AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF COATS AND TO VALIDATE ACTIONS OF THE TOWN TAKEN WITH RESPECT TO THAT PROPERTY.* Summarized in *Daily Bulletin* 3/22/01. Enacted May 7, 2001. Effective May 7, 2001.

SL 2001-48 (H 664). ROCKINGHAM CITY ZONING PROTESTS. *AN ACT RELATING TO ZONING PROTEST PROCEDURES IN THE CITY OF ROCKINGHAM.* Summarized in *Daily Bulletin* 3/19/01. Enacted May 7, 2001. Effective May 7, 2001.

SL 2001-49 (S 677). WELDON ANNEXATIONS. *AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF WELDON.* Summarized in *Daily Bulletin* 3/22/01. Enacted May 7, 2001. Effective May 7, 2001.

SL 2001-50 (H 682). HARNETT COUNTY SUBDIVISION DEFINITION. *AN ACT RELATING TO THE DEFINITION OF SUBDIVISION IN HARNETT COUNTY AND THE MUNICIPALITIES WITHIN THE COUNTY.* Summarized in *Daily Bulletin* 3/19/01. Enacted May 7, 2001. Effective May 7, 2001.

SL 2001-51 (H 683). PLYMOUTH COUNCIL ELECTION. *AN ACT TO CLARIFY THAT MEMBERS OF THE PLYMOUTH TOWN COUNCIL ELECTED FROM A WARD ARE VOTED ON ONLY WITHIN THAT WARD.* Summarized in *Daily Bulletin* 3/19/01. Enacted May 7, 2001. Effective May 7, 2001.

SL 2001-52 (H 726). DARE COUNTY OCEAN REGULATIONS. *AN ACT RELATING TO REGULATION OF OCEAN ACTIVITIES BY DARE COUNTY.* Summarized in *Daily Bulletin* 4/24/01. Enacted May 7, 2001. Effective May 7, 2001.

SL 2001-53 (H 727). DARE COUNTY DSS USE OF FUNDS. *AN ACT RELATING TO THE USE OF FUNDS BY THE DARE COUNTY DEPARTMENT OF SOCIAL SERVICES.* Summarized in *Daily Bulletin* 3/22/01. Enacted May 7, 2001. Effective May 7, 2001.

NEXT SESSIONS

Wednesday, May 9, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

34
25:2001/61

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 61 Vol. 2001, No. 61 Senate Legislative Day 61

Wednesday, May 9, 2001

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BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1428	LOCAL OPTION TRANSFER TAX		RULES	105
H 1429	SUPPORT EDUCATION/NEW UPPER-INCOME TAX BRACKET		FINANCE	105
H 1430	ADJUST TAX RATES		RULES	105

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1428. LOCAL OPTION TRANSFER TAX. *TO EXTEND THE LOCAL OPTION LAND TRANSFER TAX LAW TO ALL COUNTIES.* Adds new GS Ch. 105, Art. 44, to authorize all counties to levy a 1% tax on land transfers. Exempts transfers not subject to excise stamp tax and first $100,000 in consideration or value.
Intro. by Luebke.
Ref. to Rules GS 105

H 1429. SUPPORT EDUCATION/NEW UPPER-INCOME TAX BRACKET. *TO SUPPORT PUBLIC EDUCATION BY RAISING REVENUE BY CREATING A NEW TAX BRACKET FOR UPPER-INCOME INDIVIDUALS.* Amends GS 105-134.2(a) to increase to 8.5% the tax rate on NC taxable income as follows: married individuals filing jointly, amounts over $200,000; heads of households, amounts over $160,000; unmarried individuals other than surviving spouses and heads of households, amounts over $120,000; and married individuals not filing jointly, amounts over $100,000. (Current highest rate is 7.75%). States General Assembly's intent that any increase to General Fund from this increase to be applied to state's educational priorities. Effective for taxable years beginning on or after Jan. 1, 2002.
Intro. by Luebke.
Ref. to Finance GS 105

H 1430. ADJUST TAX RATES. *TO ADJUST TAX RATES AND MAKE OTHER CHANGES TO THE TAX LAWS.* Blank bill.
Intro. by Luebke.
Ref. to Rules GS 105

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CALENDAR ACTION
May 9, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0015 AMEND SCHOOL CLASSIFICATIONS.	H	CONCURRED IN S AMEND
03-21-01, 05-03-01		
H0085 INDIAN CULTURAL CENTER AMENDMENT.	H	RATIFIED
04-19-01		
H0143 WETLANDS REIMBURSEMENT/LOCAL TAX BASE.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
04-16-01		
H0182 AMEND ANTI-LAPSE STATUTE.	H	PRES. TO GOV. 5/9/2001
H0261 AMEND STATE VETERANS HOME ACT.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
05-09-01		
H0274 AMEND JUVENILE JUSTICE TERMINOLOGY.	S	PASSED 2ND & 3RD READING
04-03-01		
H0329 ADULT DAY CARE TRANSPORTATION	H	RATIFIED
H0386 COMMUNITY COLLEGE AUDIT PROCEDURES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
03-14-01, 05-03-01		
H0421 BUDGET APPROVAL PROCESS/COMMUNITY COLLEGES.	S	REPTD FAV
04-09-01		
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE.	S	REPTD FAV
H0608 SCHOOL EMPLOYEE HEALTH CERTIFICATE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-17-01, 05-09-01		
H0609 WELL CONSTRUCTION STANDARDS/RULE MAKING.	S	PASSED 2ND READING
04-18-01		
H0700 NOTARY VALIDATION.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/10/2001
04-03-01, 05-07-01		
H0902 STATE JUDICIAL COUNCIL MEMBERSHIP.	S	PASSED 2ND & 3RD READING
04-18-01		
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON EDUCATION
04-11-01, 05-03-01		
H1052 LOW-SPEED VEHICLES DEFINED.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-24-01, 05-09-01		
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	H	PASSED 2ND READING
05-08-01		
H1083 SECURE CUSTODY OF JUVENILES USING WEAPONS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-18-01, 05-09-01		

H1084 EQUITABLE DISTRIBUTION CLARIFICATION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-09-01		
H1108 PERSON/CASWELL LAKE ELIGIBLE FOR TRUST FUNDS.	S	REPTD FAV
04-19-01		
H1117 DA DISCRETION	H	PRES. TO GOV. 5/9/2001
04-24-01		
H1285 DELAY PRAXIS II TEST FOR NEW TEACHERS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-09-01		
H1304 TEACHER LOAN PROGRAM.	S	REPTD FAV
S0025 LEASE-PURCHASE UP TO THREE PRISONS.	S	PRES. TO GOV. 5/9/2001
04-05-01, 04-19-01, 04-25-01		
S0030 OUTLAW TAKING OF SEA OATS	H	PASSED 2ND & 3RD READING
03-14-01		
S0221 AMEND PUBLIC HEALTH AUTHORITIES ACT.	S	RATIFIED
04-02-01		
S0262 EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD.	S	REC FROM HOUSE
	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/10/2001
04-18-01, 05-02-01		
S0302 ARTWORK CONSERVATION TREATMENTS-AB.	H	PASSED 2ND READING
04-19-01		
S0347 USE OF STATE PROP./BLOUNT ST. HISTORIC DIST.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-24-01, 05-09-01		
S0463 AMEND NURSING PRACTICE ACT.	H	PASSED 2ND & 3RD READING
04-09-01		
S0538 BILL LEE TWO-COUNTY PROJECTS.	H	PASSED 2ND & 3RD READING
04-19-01		
S0541 SANITATION RULES/FAMILY FOSTER HOMES EXEMPT.	S	REC FROM HOUSE
	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/10/2001
04-19-01, 05-03-01		
S0542 DATABASE ON PSYCHOTROPIC MEDS/CHILDREN.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-02-01, 05-09-01		
S0633 BUILDING CODE PILOT PROGRAM.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY I
04-24-01		
S0689 HONORING FOUNDERS OF RAEFORD/100TH ANNIVERSARY.	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
S0708 REDUCE SCHOOL PAPERWORK.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-09-01		
S0819 CERTAIN PROB. VIOL. TO CT. OF APPEALS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY I
S0860 INTERSTATE TRUST BUSINESS.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADPT & ENGROSS
05-02-01, 05-09-01		

S0882 CONFORM NC LAW TO COMMODITIES EXCHANGE ACT.	S	REC FROM HOUSE
	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/10/2001
05-03-01		
S0888 NONRESIDENT LICENSE FEES.	S	RATIFIED
04-19-01		

LOCAL BILLS

H0007 AMEND WORTHLESS CHECK PROGRAM.	S	PASSED 2ND & 3RD READING
04-18-01		
H0159 MARTIN CO. BEAR HUNTING.	S	REPTD FAV
04-11-01		
H0172 CEDAR POINT NO-WAKE ZONE.	S	REPTD FAV
04-18-01		
H0196 BID LAW FLEX./PINEHURST/ELIZABETH CITY.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
05-03-01		
H0279 DARE BEACH NOURISHMENT EMINENT DOMAIN.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-24-01		
H0321 SALISBURY ANNEXATIONS.	S	REPTD FAV
04-18-01		
H0555 HALIFAX REGIONAL AIRPORT AUTHORITY- "QUICK TAKE."	S	REPTD FAV
04-03-01		
H0616 ATLANTIC BEACH ANNEXATION.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
04-19-01		
H0671 MATTHEWS ANNEXATION.	S	REPTD FAV
H0697 BRUNSWICK FIRE FEES.	S	REPTD FAV
H0712 MOREHEAD CITY ANNEXATIONS.	S	REPTD FAV
H0757 RAISE WASHINGTON OCCUPANCY TAX.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-09-01		
H0763 ROCKINGHAM COUNTY LOCAL ACT.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON APPROPRIATIONS
05-09-01		
H0794 CALDWELL/DISCHARGE OF FIREARMS.	S	REPTD FAV
H0804 COUNTY SCHOOL ACQUISITION	S	REPTD FAV
04-11-01, 04-24-01		
H0807 WINTERVILLE ANNEXATION.	S	REPTD FAV
H0819 ROCKINGHAM CHARTER AMENDMENTS.	S	REPTD FAV
04-19-01		
H0856 ALLOW SEPARATE-/SINGLE-PRIME CONTRACTS/ CARTERET.	S	REPTD FAV
H0875 BILTMORE FOREST DEER MANAGEMENT.	S	PASSED 2ND READING
04-24-01		
H0880 TRANSFER BERTIE SEPTIC SYSTEMS/ AUTHORIZE FEES.	S	REPTD FAV
S0229 CAROLINA/KURE BEACH LIMITS.	H	PASSED 3RD READING
04-04-01		

S0327 WILSON DEANNEXATION.	H	POSTPONED TO 5/24/2001
04-18-01		
S0336 VARIOUS COUNTIES AMBULANCE SERVICE.	H	POSTPONED TO 5/15/2001
03-15-01, 05-07-01		
S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON LOCAL GOVERNMENT II
04-25-01		
S0645 WILKES COUNTY/SCHOOL PROPERTY TRANSFER.	H	PASSED 2ND & 3RD READING
	H	PASSED 2ND & 3RD READING
S0666 MONROE PROPERTY ACQUISITION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-17-01		
S0667 SERVE CRIM. PROCESS/CARTERET CO. GOV'T. COMPLEX.	H	PASSED 2ND & 3RD READING
04-11-01		
S0668 BURGAW CHARTER REVISED.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-09-01		
S0678 GATES ELECTIONS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-12-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 347. USE OF STATE PROP./BLOUNT ST. HISTORIC DIST. Intro. 3/6/01. House committee substitute makes the following changes to 2nd edition. Specifies that the Bailey-Tucker House on East Lane Street and the Leonidas Lafayette Polk House on Blount street are excepted from the modification to the Capital Area Master Plan that allows the sale of certain property located in the Blount Street Historic District. Also specifies that sales of houses constructed before 1950 shall be by public sale and shall include agreements that restrict use of the houses to residential uses, private homes, or bed and breakfast homes or inns. Makes other technical changes.

S 542. DATABASE ON PSYCHOTROPIC MEDS/CHILDREN. Intro. 3/19/01. House committee substitute makes the following changes to 2nd edition. Directs that study required by bill be conducted by Department of Health and Human Services and Department of Juvenile Justice and Delinquency Prevention; and directs that study cover children receiving state services in facilities administered by those two departments.

S 668. BURGAW CHARTER REVISED. Intro. 3/22/01. House committee substitute makes the following changes to 1st edition. Makes technical changes only.

S 708. REDUCE SCHOOL PAPERWORK. Intro. 3/28/01. House committee substitute makes the following changes to 1st edition. Original bill prohibited state board of education from adopting certain "rules"; committee substitute prohibits adoption of "policies" with same effect.

S 860. INTERSTATE TRUST BUSINESS. Intro. 4/4/01. Senate amendment makes the following changes to 2nd edition. Changes title of bill to read: *AN ACT TO AUTHORIZE THE CHARTERING OF INDEPENDENT TRUST COMPANIES, TO PERMIT BANKS AND TRUST COMPANIES TO CONDUCT TRUST BUSINESS ON AN INTERSTATE BASIS, AND TO MODIFY THE RESIDENCY REQUIREMENTS FOR A BANK'S BOARD OF DIRECTORS.* Amends proposed GS 53-363, which sets out definitions applicable to private trust companies.

Previous edition had defined transacting business with general public to mean engaging in business with more than 35 "individuals" who are not family members. Committee substitute replaces "individuals" with "persons" and provides that an estate, trust, or other legal entity having multiple beneficiaries or owners constitutes only one person.

HOUSE BILLS

H 261. AMEND STATE VETERANS HOME ACT. Intro. 2/27/01. Senate amendment makes the following changes to 1st edition. Deletes proposal that would have allowed person to be admitted to state veterans home if person had been legal resident of NC at time of entry into US armed forces.

H 608. SCHOOL EMPLOYEE HEALTH CERTIFICATE. Intro. 3/14/01. Senate committee substitute makes the following changes to 2nd edition. Makes technical changes only.

H 757. RAISE WASHINGTON OCCUPANCY TAX. Intro. 3/26/01. House committee substitute makes the following changes to 1st edition. Requires county to create a county tourism development authority (TDA); requires at least one-third of members to be affiliated with businesses that collect occupancy tax, and at least three-fourths of members to be currently active in promotion of travel and tourism in county. Requires that net proceeds of all occupancy taxes levied by county to be remitted to TDA, which must spend proceeds to promote travel, tourism, and conventions; sponsor tourist-related events and activities; and finance tourist-related capital projects.

H 763. CHINQUA-PENN PLANTATION TRANSFER/FUNDS. Intro. 3/26/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT TRANSFERRING THE CHINQUA-PENN PLANTATION TO THE DEPARTMENT OF CULTURAL RESOURCES AND APPROPRIATING FUNDS TO PROMOTE, MANAGE, AND MAINTAIN THE CHINQUA-PENN PLANTATION.* As title indicates. Friends of Chinqua-Penn funds on deposit with the University of North Carolina shall be transferred to the Dept' of Cultural Resources for use at the discretion of the Chinqua-Penn Foundation, Inc. Appropriates $300,000 for fiscal 2001-2002 from the General Fund to Chinqua-Penn Foundation, Inc. Effective July 1, 2001.

H 1052. LOW-SPEED VEHICLES DEFINED. Intro. 4/10/01. House committee substitute makes the following changes to 2nd edition. Clarifies that the Div'n of Motor Vehicles does not issue a certificate of title or registration for golf carts and utility vehicles Makes other technical changes.

H 1083. SECURE CUSTODY OF JUVENILES USING WEAPONS. Intro. 4/11/01. Senate committee substitute makes the following changes to 2nd edition. Permits secure custody order when juvenile has been charged with misdemeanor in which juvenile used, threatened to use, or displayed a firearm or other deadly weapon (previous committee substitute also permitted secure custody if charged misdemeanor included threat to display firearm of other deadly weapon).

H 1084. EQUITABLE DISTRIBUTION CLARIFICATION. Intro. 4/11/01. Senate committee substitute makes the following changes to 1st edition. Clarifies that only pending actions for equitable distribution shall survive the death of a party.

H 1285. DELAY PRAXIS II TEST FOR NEW TEACHERS. Intro. 4/12/01. Senate committee substitute makes the following changes to 1st edition. Deletes provision that stated that state board of education may not require applicant to achieve minimum score on specialty area test or subject assessment prior to initial certification. Modifies provision requiring state board to permit applicant to fulfill examination requirement before or during applicant's second year of teaching, to provide that applicant must have taken the examination at least once during first year of teaching

NEXT SESSIONS

Thursday, May 10, 2001

HOUSE convenes at 11:00 a.m.

SENATE convenes at 11:00 a.m.

H 1432. ADDITIONAL TRANSIT AUTHORITY REGISTRATION TAX. *TO AUTHORIZE CERTAIN REGIONAL PUBLIC TRANSIT AUTHORITIES TO LEVY A SUPPLEMENTAL VEHICLE REGISTRATION TAX TO FUND MAJOR TRANSIT IMPROVEMENTS.* Amends GS 105-561 to permit a regional public transportation authority, created pursuant to GS Ch. 160A, Art. 26 (Triangle Transit Authority), to levy additional vehicle registration tax on all vehicles with tax situs within authority's jurisdiction, up to $4 annually. States that purpose of additional tax is to raise revenue to supplement construction or operation of major transit improvements and investments. Effective Jan. 1, 2004.
Intro. by Insko.
Ref. to Finance GS 105, 160A

H 1433. REDUCE WHOLESALE DRUG DISTRIBUTOR LICENSE FEE. *TO REDUCE THE WHOLESALE DRUG DISTRIBUTOR LICENSING FEE FOR SMALL BUSINESSES.* Amends GS 106-145.4(b) to set license fee for persons with wholesale distribution facilities of 2000 square feet of floor space or less, at $100. (Fee is otherwise $500 for manufacturer and $350 for others.)
Intro. by Church.
Ref. to Finance GS 106

H 1434. BILL LEE TIER DESIGNATION CHANGE-1. *TO AMEND THE MANNER IN WHICH ENTERPRISE TIER DESIGNATIONS ARE ASSIGNED UNDER THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT.* Adds GS 105-129.3(f) to provide that a county that has experienced a 15% annual reduction in manufacturing jobs is to be assigned an enterprise tier two levels below the designation it would otherwise have.
Intro. by Walend.
Ref. to Finance GS 105

H 1435. BILL LEE TIER DESIGNATION CHANGE-2. *AN ACT TO AMEND THE MANNER IN WHICH ENTERPRISE TIER DESIGNATIONS ARE ASSIGNED UNDER THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT.* As title indicates. Amends the small county exceptions in GS 105-129.3(e) to specify that a county with a population of less than 35,000 (was, 25,000) that would otherwise be designated an enterprise tier four or five area under GS 105-129.3 must be designated an enterprise tier three area. Effective when it becomes law and applies to designations made on or after that date.
Intro. by Walend.
Ref. to Finance GS 105

H 1436. CCRC LEASED PROPERTY. *TO EXTEND THE CONTINUING CARE RETIREMENT CENTER PROPERTY TAX EXEMPTION TO REAL PROPERTY LEASED BY THE CENTER.* Amends GS 105-278.6A to extend tax exemption of that section to property held by qualified retirement facility under a "qualified lease". Defines such a lease as a triple net lease under which the qualified retirement facility is responsible for all property taxes and all benefits of property tax exemption accrue solely to qualified retirement facility. Effective for taxes imposed for taxable years beginning on or after July 1, 2001.
Intro. by Pope.
Ref. to Finance GS 105

H 1437. ADJUST TIER FORMULA. *TO REVISE THE FORMULA FOR DETERMINING ENTERPRISE TIERS UNDER THE BILL LEE ACT IN ORDER TO MAKE THE ACT FAIR AND EQUITABLE FOR ALL ONE HUNDRED COUNTIES.* Blank bill.
Intro. by Russell.
Ref. to Rules GS 105

H 1438. EXEMPT CERTAIN MILITARY PAY FROM INCOME TAX. *TO EXEMPT FROM INCOME TAX COMPENSATION PAID TO MILITARY PERSONNEL FOR CERTAIN SERVICES PERFORMED OUTSIDE OF THIS STATE.* Amends GS 105-134.6(b) to deduct from taxable income, in determining NC taxable income, compensation paid by armed forces to person on active duty for services performed outside NC. Effective for taxable years beginning on or after Jan. 1, 2002.
Intro. by Warner.
Ref. to Finance GS 105

H 1439. UPPER CAPE FEAR RIVER WATER AUTHORITY. *TO ALLOW THE CREATION OF THE UPPER CAPE FEAR WATER AUTHORITY.* Adds new section GS 162A-3.3 to allow two or more units of local government whose wastewater discharge flows downstream solely within NC, and at least one of which has a population of 500,000 or more, to organize a water and sewer authority. The authority will be governed by a board consisting of one member appointed by each participating political subdivision. The authority may issue revenue bonds and may collect rates, fees, and other charges as provided by GS 162A-6(9).
Intro. by Miner.
Ref. to Finance GS 162A

H 1440. REFORM BILL LEE ACT-1. *AN ACT TO AMEND THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT TO FOCUS INCENTIVES UNDER THAT ACT IN THE MOST ECONOMICALLY DISTRESSED AREAS OF THE STATE BY ELIMINATING INCENTIVES IN ENTERPRISE TIER FOUR AND FIVE AREAS; TO REQUIRE A STUDY OF THE BILL LEE ACT; TO REQUIRE THE DEPARTMENT OF COMMERCE TO CONDUCT A PUBLIC HEARING ON ECONOMIC DEVELOPMENT PROJECTS AT THE REQUEST OF LOCAL GOVERNMENT; TO TAX SALES OF MOST ELECTRICITY AT THREE PERCENT; TO REQUIRE THE DEPARTMENT OF COMMERCE TO PUBLISH INFORMATION ABOUT INCENTIVES UNDER THE BILL LEE ACT AND RELATED BENEFITS; AND TO ENCOURAGE ECONOMIC DEVELOPMENT BY PROVIDING FUNDS FOR CLEAN WATER.* As title indicates.
Elimination of Tier Four and Five Incentives. Amends GS 105-129.3A, development zone designation, to specify that for certain tax credit purposes, a development zone has the lower of an enterprise tier three designation or the same tier designation as the county in which it is located (was, the designation of the county in which located). Amends GS 105-129.4 to specify that a taxpayer is eligible for a credit allowed under GS 105, Art. 3A, Tax Incentives for Business, only if the location with respect to which the credit is claimed is in an enterprise area one, two, or three area in the first year for which it is claimed. If the tier changes later, the credit does not expire. Makes conforming amendments to GS 105-129.6(a1) (application fee for certification); to GS 105-129.8(a) (credit amounts); and to GS 105-129.9(c) (dollar thresholds for taking tax credit for placing eligible machinery and equipment in service).
Study and Other Matters. Requires General Assembly to study the effect of GS Ch. 105A, Art. 3A, tax incentives on economic development and tax equity, and specifies what study may include. Requires Dep't of Commerce, at the request of a county board of commissioners or a city council, to hold public hearings as part of the evaluation required by GS 143B-437 (evaluation by Commerce and DEHNR of the effects on NC's natural and economic environment of any new or expanding industry or manufacturing plant locating in NC). Repeals GS 105-164.4(a)(1f) (special sales tax rate of 2.83% for electricity sales for specified farming and manufacturing purposes and for specified commercial laundering and dry cleaning machinery).

Adds new GS 143B-435(b) requiring Dep't of Commerce to publish information relating to certified applications for credits under GS Ch. 105, Art. 3A. Electronic publication is to occur within 24 hours of certifying application. The information to be published includes the amount of credit applied for, the enterprise tier designation of the location for which the credit is applied, and the amount of any ancillary benefits offered by the State associated with project, such as road construction offered by DOT.

Provides that General Assembly's intent is that any savings to the General Fund as a result of act are to be applied to the Clean Water Management Trust Fund.

Provisions covered under "Elimination of Tier Four and Five Incentives" become effective for taxable years beginning on or after Jan. 1, 2002. Remaining provisions become effective July 1, 2001, and repeal of GS 105-164.4(a)(1f) (dealing with electricity sales tax) applies to sales made on or after that date.
Intro. by Luebke.
Ref. to Finance GS 105, 143B

H 1441. BILL LEE ACT CHANGES. *TO MAKE ADDITIONAL CHANGES TO THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT.* Blank bill.
Intro. by Luebke.
Ref. to Rules GS 105

H 1442. REVISE CIGARETTE MANUFACTURER CREDIT. *TO APPLY THE METHOD FOR DETERMINING THE AMOUNT OF THE PORTS TAX CREDIT TO THE CALCULATION OF THE CREDIT FOR MANUFACTURING CIGARETTES, THEREBY ENSURING THAT THE MANUFACTURERS' CREDIT*

PROMOTES AN INCREASE IN ECONOMIC ACTIVITY. GS 105-130.45 provides a tax credit for manufacturing cigarettes for exportation that is calculated by comparing the current year's exportation volume to the amount a company exported during 1998 (the base year exportation volume). This bill changes the base year exportation volume to the average number of cigarettes exported per year during the three years ending on the last day of the taxable year for which the credit is claimed. Changes the threshold for qualifying for credit, which is based on current years' exportation volume compared to base year volume, to the following:

150% or more	- 40 cents per 1000 cigarettes
140-149%	- 35 cents
130-139%	- 30 cents
120-129%	- 25 cents
110-119%	- 20 cents
less than 110%	- no credit

Effective for tax years beginning on or after Jan. 1, 2002.
Intro. by Luebke.
Ref. to Finance GS 105

H 1443. SUPPORT EDUCATION/MODIFY TAX EXPENDITURES. *TO MODIFY STATE TAX EXPENDITURES TO SUPPORT EDUCATION AND TO PROVIDE FOR A MORE EFFICIENT AND EQUITABLE TAX SYSTEM.* Blank bill.
Intro. by Luebke.
Ref. to Rules UNCODIFIED

H 1444. EXPAND CHILD HEALTH INSURANCE. *TO RAISE REVENUE FOR THE HEALTH INSURANCE PROGRAM FOR CHILDREN.* Repeals GS 105-151.27 (income tax credit for child health insurance) and provides that it is legislative intent that any savings to General Fund from repeal be applied to costs of Health Insurance Program for Children, established in GS Ch. 108A, Art. 2, part 8. Effective for taxable years beginning on or after Jan. 1, 2001.
Intro. by Luebke, Allen, Buchanan, Wainwright.
Ref. to Finance GS 105

H 1445. SIMPLIFY TAXATION OF FINANCIAL INSTITUTIONS. *TO SIMPLIFY THE TAXATION OF FINANCIAL INSTITUTIONS BY REPEALING THE STATE PRIVILEGE LICENSE TAX IMPOSED ON THEIR ASSETS AND BY CONFORMING TO FEDERAL LAW.* Repeals GS 105-102.3, which levies privilege license tax on banks and other financial institutions. Repeal is effective for taxable years beginning on or after July 1, 2002. Adds new GS 105-130.5(a)(2a), directing the following addition to federal taxable income in determining state taxable income for corporations: amount equal to 35% of that portion of financial institution's interest expense allocable to interest income exempt from state taxation. Provides that allocable portion of interest expense is that portion for which deduction would be disallowed pursuant to IRC section 265(b) if interest were earned on tax-exempt obligation as defined in IRC section 265(b). This change effective for taxable years beginning on or after Jan. 1, 2002.
Intro. by Luebke.
Ref. to Financial Inst GS 105

H 1446. ELIMINATE VEHICLE PROPERTY TAX. *TO ELIMINATE THE PROPERTY TAX ON FAMILY VEHICLES AND TO REPLACE THE REVENUE WITH A HALF-CENT SALES TAX DISTRIBUTED TO LOCAL GOVERNMENTS ON A PER CAPITA BASIS.* As title indicates. Provides that the sales tax increase does not apply to construction materials purchased to fulfill a lump-sum or unit-price contract entered into or awarded before the effective date of the increase or entered into pursuant to a bid made before the effective date of the increase. Effective for taxable years beginning on or after, and sales made on or after, Oct. 1, 2001. Sections relating to distributions to local governments effective Jan. 1, 2002.
Intro. by Allred.
Ref. to Finance GS 105

H 1447. INCREASE OUT-OF-STATE-TUITION/UNC SYSTEM. *TO PROVIDE THAT OUT-OF-STATE TUITION MUST BE SET AT A LEVEL TO RECOVER THE FULL COST OF THE EDUCATION.* Amends GS 116-144(a) as title indicates.
Intro. by Allred.
Ref. to Education GS 116

H 1448. MAKE MEALS TAX PENALTIES UNIFORM. *TO PROVIDE UNIFORM PENALTIES FOR LOCAL MEALS TAXES.* Adds GS 153A-154.1 and 160A-214.1, providing that the civil and criminal penalties that apply to state sales and use taxes are also to apply to local taxes on prepared food; provides that governing board of taxing unit has same authority to waive penalties as does Secretary of Revenue for sales and use taxes. Repeals conflicting provisions of local acts authorizing such taxes. Effective Oct. 1, 2001.
Intro. by Buchanan.
Ref. to Finance GS 153A, 160A

H 1449. VETERINARY PRACTICE ACT/FEES. *AN ACT REWRITING THE LAWS UNDER THE NORTH CAROLINA VETERINARY PRACTICE ACT AND AUTHORIZING THE NORTH CAROLINA VETERINARY MEDICAL BOARD TO ESTABLISH AND INCREASE CERTAIN FEES.* Replaces the current North Carolina Veterinary Practice Act, GS Ch. 90, Art. 11. Defines the practice of veterinary medicine, and provides for its licensing by an eight-member NC Veterinary Medical Board. Expands provisions on unauthorized practice. Specifies board's powers and duties and rules for it to follow. Board licenses, regulates, and disciplines veterinarians and veterinary technicians. Fees to be collected by board include:

up to $200 for administering an NC license examination, or for inspecting a veterinary facility, or for issuing or renewing a registration of a facility where veterinary medical services are delivered;

up to $150 for registering a professional corporation, or for issuing or renewing a license, limited license, veterinary faculty certificate, veterinary zoo certificate, or temporary license;

up to $100 for reinstating any expired license or certificate of registration;

up to $50 for issuing or renewing a veterinary technician registration, or for a late fee for renewing a license, registration, or certificate;

fees reasonably related to costs for providing copies of public records upon request;

and the cost of securing and administering national examinations.

Adds provisions dealing with confidentiality of communications between veterinarian and client, and details rules for treating animals without owner's consent
Intro. by Blue.
Ref. to Health GS 90

H 1450. NO TAX ON HOMES/EQUAL SCHOOL FUNDING. *TO TRANSFER RESPONSIBILITY FOR FUNDING PUBLIC SCHOOL CONSTRUCTION FROM THE COUNTIES TO THE STATE, TO EXEMPT OWNER OCCUPIED RESIDENCES FROM PROPERTY TAXES, AND TO LEVY AN INDIVIDUAL INCOME SURTAX TO REPLACE RESIDENTIAL PROPERTY TAX.* Amends GS 105-277.1 to create a property tax homestead exclusion. Exclusion applies to any permanent residence owned and occupied by a NC resident. Residence includes the dwelling site, not to exceed one acre. Provides that multiple owners who are not husband and wife are each entitled to an exclusion for his or her proportionate share of the value of the property. New section GS 105-134.2A is added to impose a surtax on every income tax payer in the amount of 25% of the tax payer's annual income tax liability. Provides that proceeds of the surtax must be used to reimburse cities pursuant to the formula set out in act for revenue lost as a result of the property tax exclusion. Remainder of proceeds to be credited to the Dep't of Public Instruction to fund public school capital needs. Effective for taxable years beginning on or after Jan. 1, 2002.
Intro. by Ellis.
Ref. to Finance GS 105

CALENDAR ACTION
May 10, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0015 AMEND SCHOOL CLASSIFICATIONS.	H	RATIFIED
03-21-01, 05-03-01		
H0085 INDIAN CULTURAL CENTER AMENDMENT.	H	PRES. TO GOV. 5/10/2001
04-19-01		
H0274 AMEND JUVENILE JUSTICE TERMINOLOGY.	H	RATIFIED
04-03-01		
H0329 ADULT DAY CARE TRANSPORTATION	H	PRES. TO GOV. 5/10/2001
H0342 ESC RECORDS/EVIDENCE	S	REPTD FAV
H0386 COMMUNITY COLLEGE AUDIT PROCEDURES.	H	CONCURRED IN S/COM SUB
03-14-01, 05-03-01		
H0421 BUDGET APPROVAL PROCESS/COMMUNITY COLLEGES.	S	PASSED 2ND & 3RD READING
04-09-01		
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
05-10-01		
H0608 SCHOOL EMPLOYEE HEALTH CERTIFICATE.	S	PASSED 2ND & 3RD READING
04-17-01, 05-09-01		
H0609 WELL CONSTRUCTION STANDARDS/RULE MAKING.	S	PASSED 3RD READING
04-18-01		
H0700 NOTARY VALIDATION.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
04-03-01, 05-07-01, 05-10-01		
H0825 CORRECTIONAL OFFICERS/28-YEAR RETIREMENT.	H	REPTD FAV
	H	RE-REF COM ON APPROPRIATIONS
H0857 AREA MENTAL HEALTH BACKGROUND CHECK.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-10-01		
H0875 BILTMORE FOREST DEER MANAGEMENT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/15/2001
04-24-01		
H0902 STATE JUDICIAL COUNCIL MEMBERSHIP.	H	RATIFIED
04-18-01		
H0958 COST REPORTS-SPECIAL CARE UNITS.	S	REPTD FAV
H1052 LOW-SPEED VEHICLES DEFINED.	H	PLACED ON CAL FOR 5/14/2001
04-24-01, 05-09-01		
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	H	POSTPONED TO 5/14/2001
05-08-01		
H1083 SECURE CUSTODY OF JUVENILES USING WEAPONS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/14/2001
04-18-01, 05-09-01		
H1084 EQUITABLE DISTRIBUTION CLARIFICATION.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/14/2001
05-09-01		

H1108 PERSON/CASWELL LAKE ELIGIBLE FOR TRUST FUNDS. 04-19-01	S	PASSED 2ND & 3RD READING
H1285 DELAY PRAXIS II TEST FOR NEW TEACHERS. 05-09-01	S	PASSED 2ND & 3RD READING
H1304 TEACHER LOAN PROGRAM.	S S	WITHDRAWN FROM CAL RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
S0030 OUTLAW TAKING OF SEA OATS 03-14-01	S	RATIFIED
S0262 EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD. 04-18-01, 05-02-01	S	CONCURRED IN H/COM SUB
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	H	POSTPONED TO 5/15/2001
S0302 ARTWORK CONSERVATION TREATMENTS-AB. 04-19-01	H	POSTPONED TO 5/14/2001
S0463 AMEND NURSING PRACTICE ACT. 04-09-01	S	RATIFIED
S0538 BILL LEE TWO-COUNTY PROJECTS. 04-19-01	S	RATIFIED
S0541 SANITATION RULES/FAMILY FOSTER HOMES EXEMPT. 04-19-01, 05-03-01	S	CONCURRED IN H/COM SUB
S0542 DATABASE ON PSYCHOTROPIC MEDS/CHILDREN. 04-02-01, 05-09-01	H	PLACED ON CAL FOR 5/14/2001
#S0689 HONORING FOUNDERS OF RAEFORD/100TH ANNIVERSARY.	S SR	RATIFIED CH. RES 2001-10
S0716 POLL WORKER DISCHARGE. 04-24-01, 05-03-01	H	POSTPONED TO 5/16/2001
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY. 04-24-01	H H	WITHDRAWN FROM CAL RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0860 INTERSTATE TRUST BUSINESS. 05-02-01, 05-09-01	S	PASSED 2ND & 3RD READING
S0882 CONFORM NC LAW TO COMMODITIES EXCHANGE ACT. 05-03-01	S	CONCURRED IN H/COM SUB
S0888 NONRESIDENT LICENSE FEES. 04-19-01	S	PRES. TO GOV. 5/9/2001
S0910 FAILURE TO APPEAR FOR MISDEMEANOR CITATION.	H H	WITHDRAWN FROM CAL RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0931 CAPITAL CASE/JUDGE OVERSEE DISCOVERY. 04-23-01	H H	WITHDRAWN FROM CAL RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

LOCAL BILLS

H0007 AMEND WORTHLESS CHECK PROGRAM. 04-18-01	H	RATIFIED

H0159 MARTIN CO. BEAR HUNTING. 04-11-01	S	PASSED 2ND & 3RD READING
H0172 CEDAR POINT NO-WAKE ZONE. 04-18-01	S	PASSED 2ND & 3RD READING
H0196 BID LAW FLEX./PINEHURST/ELIZABETH CITY. 05-03-01	H	CONCURRED IN S/COM SUB
H0321 SALISBURY ANNEXATIONS. 04-18-01	S	PASSED 2ND READING
H0555 HALIFAX REGIONAL AIRPORT AUTHORITY- "QUICK TAKE." 04-03-01	S	PASSED 2ND READING
H0671 MATTHEWS ANNEXATION.	S	PASSED 2ND READING
H0697 BRUNSWICK FIRE FEES.	S	PASSED 2ND READING
H0712 MOREHEAD CITY ANNEXATIONS.	S	PASSED 2ND READING
H0757 RAISE WASHINGTON OCCUPANCY TAX. 05-09-01	H	PASSED 2ND READING
H0794 CALDWELL/DISCHARGE OF FIREARMS.	S	PASSED 2ND & 3RD READING
H0804 COUNTY SCHOOL ACQUISITION 04-11-01, 04-24-01	S	PASSED 2ND READING
H0807 WINTERVILLE ANNEXATION.	S	PASSED 2ND READING
H0819 ROCKINGHAM CHARTER AMENDMENTS. 04-19-01	S	PASSED 2ND & 3RD READING
H0856 ALLOW SEPARATE-/SINGLE-PRIME CONTRACTS/ CARTERET.	S	PASSED 2ND & 3RD READING
H0880 TRANSFER BERTIE SEPTIC SYSTEMS/ AUTHORIZE FEES.	S	PASSED 2ND READING
S0158 REPEAL MONROE FIREMEN'S SUPP. RETIRE. FUND. 04-12-01	H H H	REPTD FAV CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 5/14/2001
S0229 CAROLINA/KURE BEACH LIMITS. 04-04-01	S	RATIFIED
S0544 CORRECT HENDERSON FIREMEN'S SUPP. RETIRE. 04-11-01, 04-12-01	H H H	REPTD FAV CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 5/14/2001
S0645 WILKES COUNTY/SCHOOL PROPERTY TRANSFER.	S	RATIFIED
S0650 COMM. COLLEGE SATELLITE CAMPUS IN STOKES CO.	S	RATIFIED
S0666 MONROE PROPERTY ACQUISITION. 04-17-01	H H	WITHDRAWN FROM CAL RE-REF COM ON LOCAL GOVERNMENT I
S0667 SERVE CRIM. PROCESS/CARTERET CO. GOV'T. COMPLEX. 04-11-01	S	RATIFIED
S0668 BURGAW CHARTER REVISED. 05-09-01	H H	WITHDRAWN FROM CAL RE-REF COM ON FINANCE
#S0675 WINSTON-SALEM/FORSYTH TECHNOLOGY PURCHASES.	SR	CH. SL 2001-54
S0678 GATES ELECTIONS. 04-12-01	H	PASSED 2ND & 3RD READING

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 438. CLARIFY COMM. COLLEGE PERFORMANCE MEASURE. Intro. 3/1/01. Senate amendment makes the following changes to 1st edition. Makes technical changes only.

H 700. NOTARY VALIDATION. Intro. 3/20/01. House amendment makes the following changes to 3rd edition. Adds validation in cases where the signature does not comport exactly with the name on the notary commission or on the notary seal, as required by GS 10A-9.

H 857. AREA MENTAL HEALTH BACKGROUND CHECK. Intro. 03/29/01. House committee substitute makes technical changes in 1st edition.

LEGISLATION ENACTED

SL 2001-54 (S 675). WINSTON-SALEM/FORSYTH TECHNOLOGY PURCHASES. *AN ACT AUTHORIZING THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY TO PURCHASE OR LEASE TELECOMMUNICATIONS, DATA PROCESSING AND DATA COMMUNICATIONS EQUIPMENT, SOFTWARE, SUPPLIES, AND SERVICES ON A REQUEST FOR PROPOSALS BASIS.* Summarized in *Daily Bulletin* 3/22/01. Enacted May 8, 2001. Effective May 8, 2001.

SL 2001-55 (H 575). FAIR BLUFF BOUNDARIES. *AN ACT REVISING AND CLARIFYING THE BOUNDARIES OF THE TOWN OF FAIR BLUFF.* Summarized in *Daily Bulletin* 3/13/01. Enacted May 8, 2001. Effective May 8, 2001.

SL 2001-56 (H 879). HAYWOOD FIRE TAX DISTRICTS. *AN ACT TO ALLOW HAYWOOD COUNTY TO ADJUST THE BOUNDARIES OF CHAPTER 69 FIRE TAX DISTRICTS.* Summarized in *Daily Bulletin* 3/29/01. Enacted May 8, 2001. Effective May 8, 2001.

NEXT SESSIONS

Monday, May 14, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

25: 2001/63

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 63 | Vol. 2001, No. 63 | Senate Legislative Day 63

Monday, May 14, 2001

N.C. DOCUMENTS
CLEARINGHOUSE

MAY 16 2001

STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION

May 14, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
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4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0015 AMEND SCHOOL CLASSIFICATIONS.	H	PRES. TO GOV. 5/11/2001
03-21-01, 05-03-01		
#H0142 AMEND MARRIAGE STATUTES.	H	SIGNED BY GOV. 5/10/2001
	HR	CH. SL 2001-62
03-26-01, 03-28-01, 03-29-01, 04-18-01, 04-19-01		
H0261 AMEND STATE VETERANS HOME ACT.	H	CAL PURSUANT RULE 36(B)
05-09-01		
H0274 AMEND JUVENILE JUSTICE TERMINOLOGY.	H	PRES. TO GOV. 5/11/2001
04-03-01		
H0342 ESC RECORDS/EVIDENCE	S	PASSED 2ND & 3RD READING
H0386 COMMUNITY COLLEGE AUDIT PROCEDURES.	H	RATIFIED
03-14-01, 05-03-01		
H0421 BUDGET APPROVAL PROCESS/COMMUNITY COLLEGES.	H	RATIFIED
04-09-01		
H0609 WELL CONSTRUCTION STANDARDS/RULE MAKING.	H	RATIFIED
04-18-01		
H0857 AREA MENTAL HEALTH BACKGROUND CHECK.	S	PASSED 2ND & 3RD READING
05-10-01		
H0902 STATE JUDICIAL COUNCIL MEMBERSHIP.	H	PRES. TO GOV. 5/11/2001
04-18-01		
H0958 COST REPORTS-SPECIAL CARE UNITS.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
05-14-01		

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H1052 LOW-SPEED VEHICLES DEFINED. 04-24-01, 05-09-01	H	PASSED 2ND READING
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS. 05-08-01, 05-14-01	HA H	AMEND ADOPTED #1 PASSED 3RD READING
H1083 SECURE CUSTODY OF JUVENILES USING WEAPONS. 04-18-01, 05-09-01	S	PASSED 2ND & 3RD READING
H1084 EQUITABLE DISTRIBUTION CLARIFICATION. 05-09-01	S	PASSED 2ND READING
H1108 PERSON/CASWELL LAKE ELIGIBLE FOR TRUST FUNDS. 04-19-01	H	RATIFIED
H1163 CONGRATULATING FORT BRAGG, CAMP LEJEUNE & SEYMOU	H H	REPTD FAV CAL PURSUANT RULE 36(B)
S0016 MUNICIPAL ELECTION BDS. 03-14-01. 05-14-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
S0030 OUTLAW TAKING OF SEA OATS 03-14-01	S	PRES. TO GOV. 5/11/2001
S0132 HEALTH INSURANCE/COLORECTAL CANCER SCREENING. 03-14-01	H H	REPTD WITHOUT PREJUDICE CAL PURSUANT RULE 36(B)
S0162 PROPERTY TAX AMENDMENTS. 03-07-01, 05-14-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
S0262 EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD. 04-18-01, 05-02-01	S	RATIFIED
S0302 ARTWORK CONSERVATION TREATMENTS-AB. 04-19-01, 05-14-01	HA H	AMEND ADOPTED #1 PASSED 3RD READING
S0310 UNIFORM SECURITIES REGULATION. 05-07-01	H	PASSED 2ND & 3RD READING
S0370 STATE MH JOINT SECURITY FORCE JURISD.	H H	REPTD FAV CAL PURSUANT RULE 36(B)
S0396 ELECTRICAL CONTRACTORS. 04-12-01	H H	REPTD FAV CAL PURSUANT RULE 36(B)
S0434 AUDITS FOR LOCAL GOVERNMENTS.	H H	REPTD WITHOUT PREJUDICE CAL PURSUANT RULE 36(B)
S0463 AMEND NURSING PRACTICE ACT. 04-09-01	S	PRES. TO GOV. 5/11/2001
S0499 AMEND ADOPTION LAWS. 04-24-01, 05-14-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
S0538 BILL LEE TWO-COUNTY PROJECTS. 04-19-01	S	PRES. TO GOV. 5/11/2001
S0541 SANITATION RULES/FAMILY FOSTER HOMES EXEMPT. 04-19-01, 05-03-01	S	RATIFIED
S0542 DATABASE ON PSYCHOTROPIC MEDS/CHILDREN. 04-02-01, 05-09-01	H	PASSED 2ND & 3RD READING

S0770 HONORING MEMORY OF HERMAN HARLEY "BULL" WEST	S	WITHDRAWN FROM COMM
	S	CAL FOR IMMEDIATE CONSID
	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
S0882 CONFORM NC LAW TO COMMODITIES EXCHANGE ACT.	S	RATIFIED
05-03-01		
S1004 INTERFERE W/ EMERGENCY COMMUNICATION.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-14-01		
S1024 AMEND APPOINTMENT OF EMC MEMBERS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-26-01		
S1036 BUILDING CODE SUBJECT TO APA.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-14-01		

LOCAL BILLS

H0130 BEAUFORT COUNTY LOCAL ACT-4.	HA	REPTD COM SUB W/O PREJUD
	H	RE-REF COM ON PUBLIC UTILITIES
05-14-01		
H0159 MARTIN CO. BEAR HUNTING.	H	RATIFIED
04-11-01		
H0172 CEDAR POINT NO-WAKE ZONE.	H	RATIFIED
04-18-01		
H0196 BID LAW FLEX./PINEHURST/ELIZABETH CITY.	H	RATIFIED
05-03-01		
H0321 SALISBURY ANNEXATIONS.	S	PASSED 3RD READING
04-18-01		
H0402 BERTIE COUNTY HUNTING.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 05-14-01		
H0504 MATTHEWS PROPERTY LEASE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-17-01, 05-14-01		
H0555 HALIFAX REGIONAL AIRPORT AUTHORITY- "QUICK TAKE."	S	PASSED 3RD READING
04-03-01		
H0671 MATTHEWS ANNEXATION.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/21/2001
H0697 BRUNSWICK FIRE FEES.	S	PASSED 3RD READING
H0712 MOREHEAD CITY ANNEXATIONS.	S	PASSED 3RD READING
H0757 RAISE WASHINGTON OCCUPANCY TAX.	H	PASSED 3RD READING
05-09-01		
H0794 CALDWELL/DISCHARGE OF FIREARMS.	H	RATIFIED
H0804 COUNTY SCHOOL ACQUISITION	S	PASSED 3RD READING
04-11-01, 04-24-01		
H0807 WINTERVILLE ANNEXATION.	S	PASSED 3RD READING

H0819 ROCKINGHAM CHARTER AMENDMENTS. 04-19-01	H	RATIFIED
H0856 ALLOW SEPARATE-/SINGLE-PRIME CONTRACTS/ CARTERET.	H	RATIFIED
H0866 GREENVILLE HOUSING CODE CASES. 05-14-01	S SA	REPTD FAV COM SUBSTITUTE COM SUBSTITUTE ADOPTED
H0880 TRANSFER BERTIE SEPTIC SYSTEMS/ AUTHORIZE FEES.	S	PASSED 3RD READING
S0158 REPEAL MONROE FIREMEN'S SUPP. RETIRE. FUND. 04-12-01	H	PASSED 2ND & 3RD READING
#S0229 CAROLINA/KURE BEACH LIMITS. 04-04-01	SR	CH. SL 2001-57
S0243 RED LIGHT CAMERAS/CERTAIN CITIES. 03-12-01, 03-21-01, 04-02-01, 04-16-01	H H	REPTD WITHOUT PREJUDICE CAL PURSUANT RULE 36(B)
S0399 CHARLOTTE CHARTER CLEANUP.	H H	REPTD WITHOUT PREJUDICE CAL PURSUANT RULE 36(B)
S0401 FORSYTH STANLY COUNTY SCHOOLS BIDS. 04-04-01, 04-05-01, 05-14-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
S0439 CHARLOTTE-PARKING ORDINANCES. 03-22-01	H H	REPTD WITHOUT PREJUDICE CAL PURSUANT RULE 36(B)
S0486 KERNERSVILLE PRIVATE SALE.	H H	REPTD WITHOUT PREJUDICE CAL PURSUANT RULE 36(B)
S0544 CORRECT HENDERSON FIREMEN'S SUPP. RETIRE. 04-11-01, 04-12-01	H	PASSED 2ND & 3RD READING
S0617 STOVALL ELECTION CHANGES. 04-16-01, 05-14-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
#S0645 WILKES COUNTY/SCHOOL PROPERTY TRANSFER.	SR	CH. SL 2001-58
#S0650 COMM. COLLEGE SATELLITE CAMPUS IN STOKES CO.	SR	CH. SL 2001-59
#S0667 SERVE CRIM. PROCESS/CARTERET CO. GOV'T. COMPLEX. 04-11-01	SR	CH. SL 2001-60
S0678 GATES ELECTIONS. 04-12-01	S	RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 16. MUNICIPAL ELECTION BDS. Intro. 1/29/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO ABOLISH MUNICIPAL BOARDS OF ELECTIONS IN MUNICIPALITIES OTHER THAN MORGANTON, GRANITE FALLS, OLD FORT, AND RHODHISS.* Completely rewrites 2nd edition and adds new GS 163-280.1 as title indicates. Act becomes effective Jan. 1, 2002, and applies to all primaries and elections held on and after that date. Provides that this act prevails over local acts. Terms of all members of all municipal board of elections are abolished, and terms of all precinct officials appointed by municipal boards of elections, if those terms have not expired before Jan. 1, 2002, expire Jan. 1, 2002. Amends GS 163-285 to provide that municipalities cited in title may conduct their own elections or they may request county board of

elections to conduct elections. Adds new provisions to GS 163-285 as follows: (1) county boards of elections have authority to require maps or definitive outlines of boundaries constituting any municipality or special district (sanitary district, fire district, or school administrative unit) whose elections county board administers and must be immediately advised of any change or relocation of such boundaries; and (2) any contested election or allegations of irregularities in municipal or special district election must be made to county board of elections and appeals from such rulings may be made to State Board of Elections under existing statutory provisions and rules adopted by board.

S 162. PROPERTY TAX AMENDMENTS. Intro. 2/19/01. Senate committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 302. ARTWORK CONSERVATION TREATMENTS Intro. 3/5/01. House amendment makes the following changes to 2nd edition. Specifies that in providing conservation treatment services, the Regional Conservation Services Program must give priority to publicly owned works of art.

S 401. FORSYTH COUNTY AND STANLY COUNTY SCHOOLS BIDS. Intro. 3/12/01. House committee substitute makes the following changes to 3rd edition. Makes technical and stylistic changes only.

S 499. AMEND ADOPTION LAWS. Intro. 3/19/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes only. Clarifies that effective date is Nov. 1, 2001.

S 617. STOVALL ELECTION CHANGES. Intro. 3/22/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 1004. INTERFERE WITH EMERGENCY COMMUNICATION. Intro. 4/5/01. House committee substitute makes the following changes to 1st edition. Makes interfering with a communications instrument or other emergency equipment with the intent to prevent an emergency communication a Class A1 misdemeanor. Adds disabling a theft-prevention alarm system to the definition of "intentional interference." Makes clarifying change.

S 1036. BUILDING CODE SUBJECT TO APA. Intro. 4/5/01. House committee substitute makes the following changes to 1st edition. Makes the following changes to the original bill: (1) amends GS 143-138(a) to provide that notice of public hearing must be published in NC Register at least 15 days before date of hearing; (2) amends GS 143-138(d) to delete language concerning effective dates of code revisions and amendments; (3) amends GS 143-138(e) to provide that approved rules become effective in accordance with GS 150B-21.3; (4) amends GS 143-138(g) to require that one copy of building code and each amendment to code be distributed to Rules Review Comm'n (hereafter, comm'n); (5) adds new GS 150B-21.5(d) to provide that Building Code Council is not required to publish notice of text in NC Register when it proposes to adopt rule concerning code; council is required to submit to comm'n for review a rule for which notice and hearing is not required under this subsection; in adopting rule, council must comply with procedural requirements of GS 150B-21.3; (6) amends GS 150B-21.17(1a) to provide that subdivision (requiring NC Register to publish notices of rule-making proceedings, text of proposed rules, and text of permanent rules approved by comm'n) does not apply to code; and (7) amends proposed new GS 150B-21.21(a1) to provide that Codifier of Rules is not required to publish code in NC Administrative Code.

HOUSE BILLS

H 130. USE OF 911 FUNDS/BEAUFORT. Intro. 2/15/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT ALLOWING BEAUFORT COUNTY TO USE THE MONEY IN THE EMERGENCY TELEPHONE SYSTEM FUND FOR PURPOSES ASSOCIATED WITH EMERGENCY RESPONSE.* As title indicates.

H 402. BERTIE COUNTY HUNTING. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Adds provision to repeal a Bertie County local act regulating possession of a firearm on a boat and changes title accordingly.

25:2001/64

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 64 Vol. 2001, No. 64 Senate Legislative Day 64

Tuesday, May 15, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1451	HONORING LT. GEN. JOHN ARCHER LEJEUNE			JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1451. HONORING LT. GEN. JOHN ARCHER LEJEUNE. *HONORING THE LIFE AND MEMORY OF LIEUTENANT GENERAL JOHN ARCHER LEJEUNE AND SUPPORTING THE MARINE CORPS MUSEUM OF THE CAROLINAS.* As title indicates
Intro. by Smith, Grady, Preston.
Ref. to Rules JOINT RESOLUTION

DOCUMENTS
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RALEIGH

CALENDAR ACTION
May 15, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0261 AMEND STATE VETERANS HOME ACT. 05-09-01	H	CONCURRED IN S AMEND
H0342 ESC RECORDS/EVIDENCE	H	RATIFIED
H0343 REMOVE EMPLOYMENT SECURITY SUNSETS. 03-20-01	S	REPTD FAV
H0350 GRAMM-LEACH-BLILEY ACT REQUIREMENTS.	S	REPTD FAV
H0352 RISK SHARING PLAN SUNSET REPEAL.	S	REPTD FAV

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H0386 COMMUNITY COLLEGE AUDIT PROCEDURES. 03-14-01, 05-03-01	H	PRES. TO GOV. 5/15/2001
H0421 BUDGET APPROVAL PROCESS/COMMUNITY COLLEGES. 04-09-01	H	PRES. TO GOV. 5/15/2001
H0434 AMEND RULE 9(J). 04-19-01, 04-25-01	S	REPTD FAV
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT. 05-15-01	HA H H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 5/16/2001
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE. 05-10-01	H H H	REC TO CONCUR IN S AMEND CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 5/16/2001
H0446 JOINT ABC STORE OPERATIONS.	S	REPTD FAV
H0608 SCHOOL EMPLOYEE HEALTH CERTIFICATE. 04-17-01, 05-09-01	H H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 5/16/2001
H0609 WELL CONSTRUCTION STANDARDS/RULE MAKING. 04-18-01	H	PRES. TO GOV. 5/15/2001
H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	S	REPTD FAV
H0700 NOTARY VALIDATION. 04-03-01, 05-07-01, 05-10-01	H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B)
H0723 APPOINTED MEMBER'S STATEMENT OF ECONOMIC INT. 04-09-01	S	REPTD FAV
H0837 CIVIL PENALTY AUTHORITY/PUBLIC HEALTH VIOLATIONS	S	REPTD FAV
H0875 BILTMORE FOREST DEER MANAGEMENT. 04-24-01, 05-15-01	SA S	AMEND ADOPTED #1 PASSED 3RD READING
H1052 LOW-SPEED VEHICLES DEFINED. 04-24-01, 05-09-01	H H	AMEND FAILED #1 PASSED 3RD READING
H1084 EQUITABLE DISTRIBUTION CLARIFICATION. 05-09-01	S S	WITHDRAWN FROM CAL RE-REF COM ON JUDICIARY I
H1108 PERSON/CASWELL LAKE ELIGIBLE FOR TRUST FUNDS. 04-19-01	H	PRES. TO GOV. 5/15/2001
H1143 SPORTS CLUB ABC PERMITS. 04-11-01, 04-12-01	S	REPTD FAV
H1163 CONGRATULATING FORT BRAGG, CAMP LEJEUNE & SEYMOU 05-15-01	H S S SA S	PASSED 2ND & 3RD READING REC FROM HOUSE PLACED ON CAL FOR 5/15/2001 AMEND ADOPTED #1 PASSED 2ND & 3RD READING
H1276 CLOSE INCEST LOOPHOLE TO PROTECT MINORS. 04-19-01	S	REPTD FAV

H1285 DELAY PRAXIS II TEST FOR NEW TEACHERS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/16/2001
05-09-01		
H1451 HONORING LT. GEN. JOHN ARCHER LEJEUNE.	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0016 MUNICIPAL ELECTION BDS.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
03-14-01, 05-14-01, 05-15-01		
S0123 SPECIAL OBLIGATION BONDS FOR JAILS/ WATER/SEWER.	H	REPTD FAV
	H	RE-REF COM ON FINANCE
03-21-01		
S0132 HEALTH INSURANCE/COLORECTAL CANCER SCREENING.	H	PASSED 2ND & 3RD READING
03-14-01		
S0137 PRIVATE CORRECTIONAL OFFICERS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/16/2001
03-06-01, 03-07-01, 04-12-01		
S0262 EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD.	S	PRES. TO GOV. 5/15/2001
04-18-01, 05-02-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
05-15-01		
S0302 ARTWORK CONSERVATION TREATMENTS-AB.	S	REC FROM HOUSE
	S	REC TO CONCUR IN H AMEND
	S	PLACED ON CAL FOR 5/16/2001
04-19-01, 05-14-01		
S0310 UNIFORM SECURITIES REGULATION.	S	REC FROM HOUSE
	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/16/2001
05-07-01		
S0370 STATE MH JOINT SECURITY FORCE JURISD.	H	PLACED ON CAL FOR 5/16/2001
S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/16/2001
S0396 ELECTRICAL CONTRACTORS.	H	PLACED ON CAL FOR 5/16/2001
04-12-01		
S0499 AMEND ADOPTION LAWS.	H	PASSED 2ND & 3RD READING
04-24-01, 05-14-01		
S0541 SANITATION RULES/FAMILY FOSTER HOMES EXEMPT.	S	PRES. TO GOV. 5/15/2001
04-19-01, 05-03-01		
S0542 DATABASE ON PSYCHOTROPIC MEDS/CHILDREN.	S	REC FROM HOUSE
	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/16/2001
04-02-01, 05-09-01		
S0708 REDUCE SCHOOL PAPERWORK.	H	PASSED 2ND & 3RD READING
05-09-01		
S0719 TTA EMINENT DOMAIN.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY I
04-12-01		
S0735 CHANGE EDUCATION CABINET MEMBERSHIP.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/16/2001

S0739 PSYCH. ASSOC./CLINICAL SOCIAL WORKER PRIVILEGE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/16/2001
04-09-01, 05-15-01		
S0860 INTERSTATE TRUST BUSINESS.	H	REC FROM SENATE
	H	REF TO THE COM ON FINANCIAL INSTITUTIONS AND, IF FAVORABLE, TO THE COM ON FINANCE
05-02-01, 05-09-01		
S0882 CONFORM NC LAW TO COMMODITIES EXCHANGE ACT.	S	PRES. TO GOV. 5/15/2001
05-03-01		
S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON SCIENCE AND TECHNOLOGY

LOCAL BILLS

H0321 SALISBURY ANNEXATIONS.	H	RATIFIED
04-18-01		
H0402 BERTIE COUNTY HUNTING.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON STATE AND LOCAL GOVERNMENT
04-24-01, 05-14-01		
H0504 MATTHEWS PROPERTY LEASE.	S	PASSED 2ND & 3RD READING
04-17-01, 05-14-01		
H0555 HALIFAX REGIONAL AIRPORT AUTHORITY-"QUICK TAKE."	H	RATIFIED
04-03-01		
H0697 BRUNSWICK FIRE FEES.	H	RATIFIED
H0712 MOREHEAD CITY ANNEXATIONS.	H	RATIFIED
H0757 RAISE WASHINGTON OCCUPANCY TAX.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-09-01		
H0804 COUNTY SCHOOL ACQUISITION	H	RATIFIED
04-11-01, 04-24-01		
H0807 WINTERVILLE ANNEXATION.	H	RATIFIED
H0866 GREENVILLE HOUSING CODE CASES.	S	PASSED 2ND & 3RD READING
05-14-01		
H0880 TRANSFER BERTIE SEPTIC SYSTEMS/ AUTHORIZE FEES.	H	RATIFIED
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	H	PLACED ON CAL FOR 5/16/2001
03-12-01, 03-21-01, 04-02-01, 04-16-01		
S0336 VARIOUS COUNTIES AMBULANCE SERVICE.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
03-15-01, 05-07-01, 05-15-01		
S0399 CHARLOTTE CHARTER CLEANUP.	H	PASSED 2ND & 3RD READING
S0401 FORSYTH STANLY COUNTY SCHOOLS BIDS.	H	PASSED 2ND & 3RD READING
04-04-01, 04-05-01, 05-14-01		
S0439 CHARLOTTE-PARKING ORDINANCES.	H	POSTPONED TO 5/16/2001
03-22-01		
S0486 KERNERSVILLE PRIVATE SALE.	H	PASSED 2ND & 3RD READING

S0587 DURHAM HISTORIC PROPERTIES.	H WITHDRAWN FROM CAL H RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01 S0617 STOVALL ELECTION CHANGES. 04-16-01, 05-14-01	H PASSED 2ND & 3RD READING
#S0678 GATES ELECTIONS. 04-12-01	SR CH. SL 2001-63

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 16. MUNICIPAL ELECTION BDS. Intro. 1/29/01. House amendment makes the following changes to 3rd edition. Specifies that if a municipality and county board of elections cannot reach a formula mutually agreed on for municipality to pay municipal election costs, State Board of Elections is to prescribe a binding formula; does so by deleting provision allowing State Board to instruct county board to decline to administer the elections.

S 264. REQUIRE STATE REPORTS DOUBLE-SIDED. Intro. 2/27/01. House amendment makes the following changes to 1st edition. Provides that state report must be printed on both sides of the paper if no additional time and staff would be required to fulfill this requirement (underlined words added). Adds provision that state publications of historical and enduring value and importance to NC citizens must be printed on alkaline (acid-free) paper pursuant to GS 125-11.13.

S 336. CABARRUS AMBULANCE SERVICE. Intro. 3/5/01. House amendment makes the following changes to 3rd edition. Makes the bill applicable to Rockingham County.

S 739. PSYCH. ASSOC./CLINICAL SOCIAL WORKER PRIVILEGE. Intro. 4/2/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO EXTEND PRIVILEGED COMMUNICATIONS PROTECTION IN DOMESTIC ACTIONS TO LICENSED PSYCHOLOGICAL ASSOCIATES, LICENSED CLINICAL SOCIAL WORKERS, AND LICENSED MARRIAGE AND FAMILY THERAPISTS.* Adds licensed marriage and family therapists to GS 8-53.6 for purpose indicated in title. Makes conforming change to GS 8-53.7 (social worker privilege).

HOUSE BILLS

H 437. DELIVERY OF DEVICES/MEDICAL EQUIPMENT. Intro. 3/1/01. House committee substitute makes the following changes to 1st edition. Adds section to clarify that registration requirements do not apply to pharmaceutical manufacturers registered with the Food and Drug Administration or to their wholly owned subsidiaries.

H 875. BILTMORE FOREST DEER MANAGEMENT. Intro. 3/29/01. Senate amendment makes the following changes to 2nd edition. Clarifies that the Wildlife Resources Comm'n is to assist the Town of Biltmore Forest in developing a plan to reduce the deer population, and that the plan is to be implemented by the Town.

H 1163. CONGRATULATING FORT BRAGG, CAMP LEJEUNE, AND SEYMOUR JOHNSON. Intro. 4/12/01. Senate amendment makes the following changes to 1st edition. Makes technical changes only.

NEXT SESSIONS

May 16, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

25:2001/65

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 65 Vol. 2001, No. 65 Senate Legislative Day 65

Wednesday, May 16, 2001

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
May 16, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
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PUBLIC BILLS

H0261 AMEND STATE VETERANS HOME ACT.	H	RATIFIED
05-09-01		
H0262 STATE VETERANS CEMETERY ELIGIBILITY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-03-01, 05-16-01		
H0343 REMOVE EMPLOYMENT SECURITY SUNSETS.	S	PASSED 2ND READING
	S	RECALLED FROM ENROLLING
	S	RECONSIDERED 3RD READING
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
03-20-01		
H0344 DOMESTIC EMPLOYER WAGE REPORTS.	S	REPTD FAV
H0350 GRAMM-LEACH-BLILEY ACT REQUIREMENTS.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON INSURANCE AND CONSUMER PROTECTION
H0352 RISK SHARING PLAN SUNSET REPEAL.	S	PASSED 2ND & 3RD READING
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-16-01, 05-16-01		
H0434 AMEND RULE 9(J).	S	PASSED 2ND & 3RD READING
04-19-01, 04-25-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	H	PASSED 2ND READING
05-15-01		
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE.	H	CONCURRED IN S AMEND
05-10-01		

U.S. DOCUMENTS
CLEARINGHOUSE
MAY 16 2001

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RALEIGH

H0446 JOINT ABC STORE OPERATIONS.	S	PASSED 2ND & 3RD READING
H0608 SCHOOL EMPLOYEE HEALTH CERTIFICATE.	H	CONCURRED IN S/COM SUB
04-17-01, 05-09-01		
H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED.	S	REPTD FAV
04-09-01		
H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/21/2001
H0700 NOTARY VALIDATION.	H	PLACED ON CAL FOR 5/17/2001
04-03-01, 05-07-01, 05-10-01		
H0723 APPOINTED MEMBER'S STATEMENT OF ECONOMIC INT.	S	PASSED 2ND & 3RD READING
04-09-01		
H0837 CIVIL PENALTY AUTHORITY/PUBLIC HEALTH VIOLATIONS	S	PASSED 2ND & 3RD READING
H0857 AREA MENTAL HEALTH BACKGROUND CHECK.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/17/2001
05-10-01		
H0958 COST REPORTS-SPECIAL CARE UNITS.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/17/2001
05-14-01		
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/17/2001
05-16-01		
H1052 LOW-SPEED VEHICLES DEFINED.	S	REC FROM HOUSE
	S	REF TO COM ON TRANSPORTATION
04-24-01, 05-09-01		
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	S	REC FROM HOUSE
	S	REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
05-08-01, 05-14-01		
H1083 SECURE CUSTODY OF JUVENILES USING WEAPONS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/17/2001
04-18-01, 05-09-01		
H1143 SPORTS CLUB ABC PERMITS.	S	PASSED 2ND & 3RD READING
04-11-01, 04-12-01		
H1149 SCHOOL POLICIES ON HARASSMENT OF EMP'S.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-23-01, 05-16-01		
H1161 APP'TS TO STATE BOARD OF ED.	S	REPTD FAV
04-24-01		
H1241 SICK LEAVE/JUDICIAL RETIREMENT SYSTEM.	H	REPTD FAV
	H	RE-REF COM ON APPROPRIATIONS
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 05-16-01		
H1276 CLOSE INCEST LOOPHOLE TO PROTECT MINORS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/17/2001
04-19-01		
H1285 DELAY PRAXIS II TEST FOR NEW TEACHERS.	H	CONCURRED IN S/COM SUB
05-09-01		

S0132 HEALTH INSURANCE/COLORECTAL CANCER SCREENING.	S	RATIFIED
03-14-01		
S0137 PRIVATE CORRECTIONAL OFFICERS.	H	POSTPONED TO 5/22/2001
	H	AMEND PENDING #1
03-06-01, 03-07-01, 04-12-01		
S0162 PROPERTY TAX AMENDMENTS.	H	PASSED 2ND READING
03-07-01, 05-14-01		
S0178 ADULT CARE HOME ASSESMENT.	H	REPTD FAV
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
03-29-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	H	REPTD FAV
	H	RE-REF COM ON JUDICIARY II
04-10-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	HA	AMEND ADOPTED #2
	H	PASSED 3RD READING
05-15-01, 05-16-01		
S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-19-01, 05-16-01		
S0302 ARTWORK CONSERVATION TREATMENTS-AB.	S	CONCURRED IN H AMEND #1
04-19-01, 05-14-01		
S0310 UNIFORM SECURITIES REGULATION.	S	CONCURRED IN H/COM SUB
05-07-01		
S0346 AMEND STALKING/DOMESTIC VIOLENCE LAWS.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON APPROPRIATIONS
04-25-01, 05-16-01		
S0370 STATE MH JOINT SECURITY FORCE JURISD.	H	PASSED 2ND & 3RD READING
S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	H	POSTPONED TO 5/22/2001
S0380 COUNTY ROAD NAMES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/17/2001
S0396 ELECTRICAL CONTRACTORS.	H	PASSED 2ND READING
04-12-01		
S0434 AUDITS FOR LOCAL GOVERNMENTS.	H	PLACED ON CAL FOR 5/17/2001
S0499 AMEND ADOPTION LAWS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/17/2001
04-24-01, 05-14-01		
S0542 DATABASE ON PSYCHOTROPIC MEDS/CHILDREN.	S	CONCURRED IN H/COM SUB
04-02-01, 05-09-01		
S0626 DOMESTIC VIOLENCE FATALITY REVIEW TEAM.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/17/2001
04-25-01, 05-16-01		
S0708 REDUCE SCHOOL PAPERWORK.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/17/2001
05-09-01		
S0716 POLL WORKER DISCHARGE.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-24-01, 05-03-01, 05-16-01		
S0735 CHANGE EDUCATION CABINET MEMBERSHIP.	H	PASSED 2ND & 3RD READING
S0739 PSYCH. ASSOC./CLINICAL SOCIAL WORKER PRIVILEGE.	H	PASSED 2ND & 3RD READING
04-09-01, 05-15-01		

S0749 NURSING HOME ADMINISTRATOR ACT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
#S0770 HONORING MEMORY OF HERMAN HARLEY "BULL" WEST	S	RATIFIED
	SR	CH. RES 2001-12
S0852 INSURANCE FOR PUBLIC WORKS PROJECTS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0890 MONEY TRANSMITTERS ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
05-16-01		
S0942 TRANSPORTER PLATES TO COUNTIES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-25-01, 04-26-01		
S1004 INTERFERE W/ EMERGENCY COMMUNICATION.	H	PLACED ON CAL FOR 5/17/2001
05-14-01		
S1036 BUILDING CODE SUBJECT TO APA.	H	PLACED ON CAL FOR 5/17/2001
05-14-01		
S1070 ITS DISPUTE RESOLUTION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-23-01		

LOCAL BILLS

H0636 ELIZABETH CITY CHARTER REVISED.	S	REPTD FAV
04-24-01		
H0834 RAISE WASHINGTON OCCUPANCY TAX.	S	REPTD FAV
05-02-01		
H0877 BREVARD SATELLITE ANNEXATIONS.	S	REPTD FAV
05-02-01		
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON JUDICIARY II
03-12-01, 03-21-01, 04-02-01, 04-16-01		
S0399 CHARLOTTE CHARTER CLEANUP.	S	RATIFIED
S0401 FORSYTH STANLY COUNTY SCHOOLS BIDS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/17/2001
04-04-01, 04-05-01, 05-14-01		
S0439 CHARLOTTE-PARKING ORDINANCES.	H	PASSED 2ND & 3RD READING
03-22-01		
S0453 LEXINGTON/HIGH POINT VEGETATION ORDINANCE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/17/2001
03-29-01, 05-16-01		
S0486 KERNERSVILLE PRIVATE SALE.	S	RATIFIED
S0617 STOVALL ELECTION CHANGES.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/17/2001
04-16-01, 05-14-01		
S0651 MT. AIRY PLANNING BD./ETJ.	S	REPTD FAV TO CONCUR
05-07-01		
S0666 MONROE PROPERTY ACQUISITION.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/17/2001
04-17-01, 05-16-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 264. REQUIRE STATE REPORTS DOUBLE-SIDED. Intro. 2/27/01. House amendment makes the following changes to 1st edition. Amends amendment adopted on 5/15/01 to specify that requirement that state agency reports be printed on both sides of paper applies only if no additional time, staff, equipment, or expense required to do so.

S 300. AMEND NC EMERGENCY MANAGEMENT LAWS. Intro. 3/5/01. House committee substitute makes the following changes to 2nd edition. Deletes definition of "Contiguous Counties or Other Political Subdivisions." Revises definition of "Disaster Area" to be the area covered by a proclamation of disaster under GS 166A-6(a1). Adds new definition of "Stafford Act" with citation to federal disaster relief statutes. Amends GS 166A-6(b) to provide that a state of disaster declared before July 1, 2001 (was, January 1, 2002), terminates by proclamation of Governor or resolution of the General Assembly. Changes criteria for providing public assistance under GS 166A-6A(b)(2) for disaster proclaimed after August 1, 2002, to require the eligible entity to participate in the National Flood Insurance Program and have an approved hazard mitigation plan. Changes effective date to July 1, 2001 (was, Dec. 1, 2001). Makes other technical and clarifying changes.

S 346. AMEND STALKING/DOMESTIC VIOLENCE LAWS. Intro. 3/6/01. House committee substitute makes the following changes to 2nd edition. Amends GS 50B-2(c1), which allows magistrates to enter emergency ex parte domestic violence protective orders, to provide that orders expire at the end of the next day in which district court is scheduled in the county (now after 72 hours or end of next court day, whichever is first), and makes technical changes.

S 453. LEXINGTON/WINSTON-SALEM VEGETATION ORDINANCE. Intro. 3/14/01. House committee substitute makes the following changes to 2nd edition. Changes title of bill to *AN ACT AUTHORIZING THE CITIES OF LEXINGTON AND WINSTON-SALEM TO GIVE ANNUAL NOTICE OF CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES* and adds Winston-Salem to bill's coverage.

S 626. DOMESTIC VIOLENCE FATALITY REVIEW TEAM. Intro. 3/22/01. House committee substitute makes the following changes to 2nd edition. Amends Section 1.(h) to specify that the meetings of the review team are not subject to the open meetings law.

S 666. MONROE/BURLINGTON PROPERTY. Intro. 3/22/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT AUTHORIZING THE CITY OF MONROE TO ACQUIRE CERTAIN PROPERTY AND TO CONVEY THE PROPERTY TO UNION COUNTY FOR THE PURPOSE OF CONSTRUCTING A COURTHOUSE THEREON AND TO AUTHORIZE THE CITY OF BURLINGTON TO CONVEY DESCRIBED PROPERTY BY PRIVATE* SALE and adds provision authorizing Burlington to sell the property described in bill to Unity Builders, Inc., at private sale.

S 716. POLL WORKER DISCHARGE. Intro. 3/28/01. House amendment makes the following changes to 3rd edition. Adds a provision that the protections of the bill do not apply unless the employee provides the employer with at least 30 days written notice before the date the leave is to begin, of the employee's intention to take leave to serve as a precinct official

S 890. MONEY TRANSMITTERS ACT. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. The original bill adds a new Article 16A ("Money Transmitters Act") to GS Ch. 53. The original bill provided in new GS 53-208.26 that knowing and willful violations of new act constituted Class J felonies. This committee substitute makes them Class I felonies. The committee substitute also removes a technical correction the original bill made in GS 54-73

HOUSE BILLS

H 262. STATE VETERANS CEMETERY ELIGIBILITY. Intro. 2/27/01. Senate committee substitute makes the following changes to 2nd edition. Makes technical and clarifying changes only.

H 431. FINANCIAL ASSISTANCE FOR CC STUDENTS. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Revises language in bill to make clear that merely filling out the application does not make a student eligible for the financial assistance.

H 969. AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. Intro. 4/4/01. House committee substitute makes the following changes to 1st edition. (1) Amends bill's new GS 20-183.7A to make clear that the bill's categorization of violations by safety inspectors applies to both emissions inspection violations (as in original bill) and to safety inspection violations. (2) Amends the same statutory section to provide that if there are multiple violations in a single safety inspection, then the Div'n is to take only the action specified for the most signification violation. (3) Moves from Type I violation to Type II violation the conducting of a safety inspection outside the designated inspection area. (4) Makes it a Type II violation to pass a vehicle that has inoperative equipment or equipment that does not conform to the vehicle's original equipment or design specifications or illegal equipment (original bill, "improper equipment"). (5) Removes from the list of Type III violations the failure to maintain a safety analyzer maintenance log. (6) Adds an amendment to GS 20-183.8F, which requires that a Div'n auditor is to give notice to a safety inspector when violations are discovered that could result in loss of inspector's license, to require that the notice is to be given within five days of the completion of the investigation that resulted in the discovery of the violation (now, within five days of the violation).

H 1149. SCHOOL POLICIES ON HARASSMENT OF EMP'S. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to read *AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES ADDRESSING THE SEXUAL HARASSMENT OF SCHOOL EMPLOYEES, AND TO CLARIFY THE LAW PROHIBITING RETALIATION AGAINST EMPLOYEES WHO REPORT SEXUAL HARASSMENT.* Amends 115C-335.5(b), which prohibits retaliation for report of sexual harassment, so that the prohibition applies to the school board or any employee who exercises supervisory authority (was, any employee). New version would prohibit not just discipline, but also discharge, threat, or other retaliation against the employee regarding his or her compensation , terms, conditions, location, or privileges of employment.

H 1272. ENERGY CONSERVATION/PILOT PROGRAM. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Adds to proposed GS 143-64.15A (Certification of life-cycle cost analysis) a requirement that Department of Administration require all construction or renovation conducted by state agency that uses life-cycle cost analysis to comply with the terms of any certification of the analysis issued by the Dep't. Redefines type of facility to be built in Triangle J Council of Government pilot program as "high performing facility", instead of "sustainably designed facility" and specifies that use of water conservation measures is one criterion that such facility must meet.

LEGISLATION ENACTED

SL 2001-63 (S 678). GATES ELECTIONS. *AN ACT TO ESTABLISH RESIDENCE DISTRICTS FOR THE GATES COUNTY BOARD OF EDUCATION AND THE GATES COUNTY BOARD OF COMMISSIONERS.* Summarized in *Daily Bulletin* 3/22/01 and 4/12/01 . Enacted May 14, 2001. Effective May 14, 2001.

SL 2001-64 (H 159). MARTIN CO. BEAR HUNTING. *AN ACT TO PROVIDE THAT THE BEAR HUNTING SEASON IN MARTIN COUNTY APPLIES TO THE ENTIRE COUNTY.* Summarized in *Daily Bulletin* 2/19/01 and 4/11/01. Enacted May 14, 2001. Effective May 14, 2001 and expires Dec. 31, 2001.

SL 2001-65 (H 172). CEDAR POINT NO-WAKE ZONE. *AN ACT TO ESTABLISH A NO-WAKE ZONE FOR THE TOWN OF CEDAR POINT AND AREAS WITHIN THE TOWN'S EXTRATERRITORIAL JURISDICTION.* Summarized in *Daily Bulletin* 4/18/01. Enacted May 14, 2001. Effective May 14, 2001 and enforceable after markers are placed in the water.

SL 2001-66 (H 196). BID LAW FLEX./PINEHURST/ELIZABETH CITY. *AN ACT TO EXEMPT FROM THE PUBLIC BIDDING LAWS THE VILLAGE OF PINEHURST IN THE RESTORATION OF THE FAIR BARN AND COLLEGE OF THE ALBEMARLE IN THE CONSTRUCTION OF A MULTIPURPOSE FACILITY IN THE CITY OF ELIZABETH CITY.* Summarized in *Daily Bulletin* 2/21/01 and 5/3/01. Enacted May 14, 2001. Effective May 14, 2001 and expires Jan. 1, 2006.

SL 2001-67 (H 794). CALDWELL/DISCHARGE OF FIREARMS. *AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM ACROSS THE RIGHT-OF-WAY OF A PUBLIC ROAD IN CALDWELL COUNTY FOR THE PURPOSE OF TARGET PRACTICE.* Summarized in *Daily Bulletin* 3/26/01. Enacted May 14, 2001. Effective Oct. 1, 2001.

SL 2001-68 (H 819). ROCKINGHAM CHARTER AMENDMENTS. *AN ACT AMENDING THE CHARTER OF THE CITY OF ROCKINGHAM.* Summarized in *Daily Bulletin* 3/27/01 and 4/19/01. Enacted May 14, 2001. Effective May 14, 2001.

SL 2001-69 (H 856). ALLOW SEPARATE-/SINGLE-PRIME CONTRACTS/CARTERET. *AN ACT TO ALLOW CARTERET COUNTY TO ENTER INTO SEPARATE-PRIME CONTRACTS OR A SINGLE-PRIME CONTRACT IN THE RENOVATION OF THE FORMER A&P SHOPPING CENTER IN MOREHEAD CITY FOR THE CARTERET COUNTY HEALTH AND HUMAN SERVICES BUILDING.* Summarized in *Daily Bulletin* 3/29/01. Enacted May 14, 2001. Effective May 14, 2001 and expires July 1, 2002.

NEXT SESSIONS

May 17, 2001

HOUSE convenes at 12:00 p.m.

SENATE convenes at 11:00 a.m.

25:2001/66

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 66 Vol. 2001, No. 66 Senate Legislative Day 66

Thursday, May 17, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1452	WAKE COUNTY AREA NC HOUSE REDISTRICTING PLAN 1		RULES	120
H 1453	WAKE COUNTY AREA NC HOUSE REDISTRICTING PLAN 2		RULES	120

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1452. WAKE COUNTY AREA NC HOUSE REDISTRICTING PLAN 1. *TO ADOPT A NORTH CAROLINA HOUSE REDISTRICTING PLAN FOR THE WAKE COUNTY AREA-1.* As title indicates, sets out boundaries of districts, by precinct in Wake Harnett, Johnston, Nash, Durham, Franklin and Lee counties.
Intro. by Pope.
Ref to Rules GS 120

H 1453. WAKE COUNTY AREA NC HOUSE REDISTRICTING-2. *TO ADOPT A NORTH CAROLINA HOUSE REDISTRICTING PLAN FOR THE WAKE COUNTY AREA-2.* As title indicates; sets out boundaries of districts, by precinct in Wake Harnett Johnston Nash, Durham, Franklin and Lee counties

Intro. by Pope.
Ref. to Rules GS 120

N.C. DOCUMENTS
CLEARINGHOUSE

MAY 1 6 2001

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CALENDAR ACTION
May 17, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0110 KOREAN WAR VETERAN LICENSE PLATE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-17-01		
H0261 AMEND STATE VETERANS HOME ACT.	H	PRES. TO GOV. 5/17/2001
05-09-01		
H0262 STATE VETERANS CEMETERY ELIGIBILITY.	S	PASSED 2ND & 3RD READING
04-03-01, 05-16-01		
H0344 DOMESTIC EMPLOYER WAGE REPORTS.	S	PASSED 2ND READING
H0352 RISK SHARING PLAN SUNSET REPEAL.	H	RATIFIED
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-18-01, 05-17-01		
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/22/2001
04-16-01, 05-16-01		
H0434 AMEND RULE 9(J).	H	RATIFIED
04-19-01, 04-25-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	H	PASSED 3RD READING
05-15-01		
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE.	H	RECALLED FROM ENROLLING
	H	RECONSIDERED CONCURRANCE
	H	POSTPONED TO 5/22/2001
05-10-01		
H0446 JOINT AEC STORE OPERATIONS.	H	RATIFIED
H0608 SCHOOL EMPLOYEE HEALTH CERTIFICATE.	H	RATIFIED
04-17-01, 05-09-01		
H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED.	S	PASSED 2ND READING
	S	PLACED ON CAL FOR 5/22/2001
04-09-01		
H0700 NOTARY VALIDATION.	H	CONCURRED IN S/COM SUB
04-03-01, 05-07-01, 05-10-01		
H0723 APPOINTED MEMBER'S STATEMENT OF ECONOMIC INT.	H	RATIFIED
04-09-01		
H0837 CIVIL PENALTY AUTHORITY/PUBLIC HEALTH VIOLATIONS	H	RATIFIED
H0857 AREA MENTAL HEALTH BACKGROUND CHECK.	H	CONCURRED IN S/COM SUB
05-10-01		
H0875 BILTMORE FOREST DEER MANAGEMENT.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/21/2001
04-24-01, 05-15-01		
H0958 COST REPORTS-SPECIAL CARE UNITS.	H	CONCURRED IN S AMEND
05-14-01		

H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON APPROPRIATIONS
05-16-01		
H1083 SECURE CUSTODY OF JUVENILES USING WEAPONS.	H	CONCURRED IN S/COM SUB
04-18-01, 05-09-01		
H1143 SPORTS CLUB ABC PERMITS.	H	RATIFIED
04-11-01, 04-12-01		
H1149 SCHOOL POLICIES ON HARASSMENT OF EMP'S.	S	PASSED 2ND READING
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/22/2001
04-23-01, 05-16-01		
H1160 HEALTH INS./UNIFORM PROVIDER CREDENTIALING.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 05-17-01		
H1161 JOINT SESSION/CONFIRMATION APPTS./STATE BD. OF EDUC.	S	PASSED 2ND & 3RD READING
H1163 CONGRATULATING FORT BRAGG, CAMP LEJEUNE & SEYMOU	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/21/2001
05-15-01		
H1232 PRESCRIPTION DRUG ASSISTANCE FOR SENIORS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
04-26-01, 05-17-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/23/2001
04-24-01, 05-16-01		
H1276 CLOSE INCEST LOOPHOLE TO PROTECT MINORS	S	PASSED 2ND & 3RD READING
H1285 DELAY PRAXIS II TEST FOR NEW TEACHERS.	H	RATIFIED
05-09-01		
H1389 SPECIAL FORCES ASSN. REGISTRATION PLATE.	H	REPTD FAV
	H	RE-REF COM ON FINANCE
S0132 HEALTH INSURANCE/COLORECTAL CANCER SCREENING.	S	PRES. TO GOV. 5/17/2001
03-14-01		
S0162 PROPERTY TAX AMENDMENTS.	H	PASSED 3RD READING
03-07-01, 05-14-01		
S0236 HFA BONDS	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON FINANCE
04-16-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	S	REC TO CONCUR IN H AMEND
	S	PLACED ON CAL FOR 5/21/2001
05-15-01, 05-16-01		
S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	H	PLACED ON CAL FOR 5/21/2001
04-19-01, 05-16-01		
S0302 ARTWORK CONSERVATION TREATMENTS-AB.	S	RATIFIED
04-19-01, 05-14-01		
S0310 UNIFORM SECURITIES REGULATION.	S	RATIFIED
05-07-01		
S0311 HOUSING FINANCE AGENCY BONDS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON FINANCE
S0353 DOR DEBT COLLECTION CHANGES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01		

S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	H	REPTD FAV
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01		
S0370 STATE MH JOINT SECURITY FORCE JURISD.	S	RATIFIED
S0380 COUNTY ROAD NAMES.	H	PASSED 2ND READING
S0396 ELECTRICAL CONTRACTORS.	H	PASSED 3RD READING
04-12-01		
S0432 WATER AND SEWER AUTHORITIES.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON PUBLIC UTILITIES
04-02-01, 04-03-01		
S0434 AUDITS FOR LOCAL GOVERNMENTS.	H	PASSED 2ND & 3RD READING
S0499 AMEND ADOPTION LAWS.	S	CONCURRED IN H/COM SUB
04-24-01, 05-14-01		
S0542 DATABASE ON PSYCHOTROPIC MEDS/CHILDREN.	S	RATIFIED
04-02-01, 05-09-01		
S0626 DOMESTIC VIOLENCE FATALITY REVIEW TEAM.	HA	AMEND ADOPTED #1
	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01, 05-16-01, 05-17-01		
S0708 REDUCE SCHOOL PAPERWORK.	S	CONCURRED IN H/COM SUB
05-09-01		
S0735 CHANGE EDUCATION CABINET MEMBERSHIP.	S	RATIFIED
S0739 PSYCH. ASSOC./CLINICAL SOCIAL WORKER PRIVILEGE.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/21/2001
04-09-01, 05-15-01		
S0749 NURSING HOME ADMINISTRATOR ACT.	H	PLACED ON CAL FOR 5/21/2001
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY I
04-24-01		
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-23-01, 05-17-01		
S1004 INTERFERE W/ EMERGENCY COMMUNICATION.	H	PASSED 2ND & 3RD READING
05-14-01		
S1036 BUILDING CODE SUBJECT TO APA.	H	PASSED 2ND & 3RD READING
05-14-01		
S1098 OUTDOOR ADVERTISING ALONG I-40.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON ENVIRONMENT AND NATURAL RESOURCES
04-23-01		

LOCAL BILLS

H0504 MATTHEWS PROPERTY LEASE.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/21/2001
04-17-01, 05-14-01		
H0636 ELIZABETH CITY CHARTER REVISED.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
04-24-01		

H0834 RAISE WASHINGTON OCCUPANCY TAX.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
05-02-01		
H0866 GREENVILLE HOUSING CODE CASES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/21/2001
05-14-01		
H0877 BREVARD SATELLITE ANNEXATIONS.	S	PASSED 2ND READING
05-02-01		
S0401 FORSYTH STANLY COUNTY SCHOOLS BIDS.	S	CONCURRED IN H/COM SUB
04-04-01, 04-05-01, 05-14-01		
S0439 CHARLOTTE-PARKING ORDINANCES.	S	RATIFIED
03-22-01		
S0453 LEXINGTON/WINSTON-SALEM VEGETATION ORDINANCE.	H	PASSED 2ND & 3RD READING
03-29-01, 05-16-01		
S0617 STOVALL ELECTION CHANGES.	S	CONCURRED IN H/COM SUB
04-16-01, 05-14-01		
S0651 MT. AIRY PLANNING BD./ETJ.	S	CONCURRED IN H AMEND #1
05-07-01		
S0666 MONROE/BURLINGTON PROPERTY.	H	PASSED 2ND & 3RD READING
04-17-01, 05-16-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 353. DOR DEBT COLLECTION CHANGES. Intro. 3/06/01. House committee substitute makes the following changes to 4th edition. Modifies sec. 1 of prior edition (adding new section GS 105-243.1) by changing 105-243.1(c) to provide that (1) if the Dep't collects only part of an overdue tax debt, the amount collected is allocated proportionally between the collection assistance fee and the tax debt, (2) the Dep't may use fee receipts to establish up to 100 positions for personnel that collect and support the collection of overdue tax debts, and (3) the fee proceeds do not revert but remain available for the costs of collecting overdue tax debts. Replaces sec. 5 of prior edition with provision that amends Sec. 5(a) of S.L. 1999-341, as amended by Sec. 16 of S.L. 2000-120 to provide that for the 2001-2002 fiscal years the Sec'y may retain implementation costs from the amount collected pursuant to authorized contracts. Adds a new sec. 6 to prior edition providing that the Office of State Budget, Planning and Management shall cooperate with the Dep't of Revenue to facilitate implementation of collection efforts with respect to overdue tax debts pursuant to the act during the 2001-2002 fiscal year. Makes technical changes.

S 626. DOMESTIC VIOLENCE FATALITY REVIEW TEAM. Intro. 3/22/01. House committee substitute makes the following changes to 2nd edition. Amends Section 1.(h) to specify that the meetings of the review team are not subject to the open meetings law.

S 833. POSSESSING FALSE ID TO GET LIQUOR. Intro. 4/3/01. House committee substitute makes the following changes to 2nd edition. Adds provision creating new GS 14-100.1 to prohibit possession or manufacture of fraudulent forms of identification. Offense applies to knowing possession or manufacturing of driver's license, photo ID cards issued by state agencies, military ID cards, passports, or alien registration cards with photos of person. Violation is Class 1 misdemeanor.

HOUSE BILLS

H 110. VARIOUS MILITARY VETERAN LICENSE PLATES. Intro. 2/14/01. House committee substitute makes the following changes to 1st edition. Rewrites title to read *AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE SPECIAL REGISTRATION PLATES TO VETERANS OF WORLD WAR II, THE KOREAN WAR, AND THE UNITED STATES NAVY SUBMARINE SERVICE*, and amends GS 20-79.4 as title indicates.

H 375. DSS CHANGES 1. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Deletes language in proposed amendment to GS 7B-1111(a)(8) that requires, as grounds to terminate rights of a parent, proof of the commission of the offenses listed in that section by clear, cogent and convincing evidence. Result is to simply require proof of the offenses, or to show that the parent has been convicted of the offense by a court of competent jurisdiction.

H 1160. HEALTH INS./UNIFORM PROVIDER CREDENTIALING. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Deletes sec. 2 (amending GS 58-65-2) and sec. 3 (amending GS 58-67-171) from prior edition. Modifies sec. 1 of prior edition by (1) providing that GS 58-3-230(a) applies to all insurer that credential providers for its networks, (2) including a provision that the Commissioner may update the uniform credentialing application form as necessary, and (3) making technical changes.

H 1232. PRESCRIPTION DRUG ASSISTANCE FOR SENIORS. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to read *AN ACT TO DIRECT THE HEALTH AND WELLNESS TRUST FUND COMMISSION TO ENDEAVOR TO FUND PROGRAMS AND INITIATIVES TO EXPAND ACCESS TO PRESCRIPTION DRUGS FOR SENIORS AND DISABLED CITIZENS*, and directs cited commission to also include programs providing prescription drugs for disabled citizens in its grant criteria.

LEGISLATION ENACTED

SL 2001-70 (S 158). REPEAL MONROE FIREMEN'S SUPP. RETIRE. FUND. *AN ACT TO REPEAL THE MONROE FIREMEN'S SUPPLEMENTAL RETIREMENT FUND.* Summarized in *Daily Bulletin* 2/19/01 and 4/12/01. Enacted May 15 2001 Effective May 15, 2001.

SL 2001-71 (S 544). CORRECT HENDERSON FIREMEN'S SUPP. RETIREMENT. *AN ACT TO CORRECT AN INCONSISTENCY IN THE HENDERSON FIREMEN'S SUPPLEMENTAL RETIREMENT ACT.* Summarized in *Daily Bulletin* 3/20/01 4/11/01, and 4/12/01. Enacted May 15, 2001. Effective May 15, 2001.

SL 2001-72 (H 321). SALISBURY ANNEXATIONS. *AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE CITY OF SALISBURY.* Summarized in *Daily Bulletin* 4/18/01. Enacted May 15, 2001. Effective May 15, 2001.

SL 2001-73 (H 555). HALIFAX REGIONAL AIRPT. AUTHY.-"QUICK TAKE". *AN ACT TO AUTHORIZE THE HALIFAX REGIONAL AIRPORT AUTHORITY TO ACQUIRE PROPERTY BY EMINENT DOMAIN USING THE "QUICK TAKE" PROCEDURE* Summarized in *Daily Bulletin* 3/12/01 and 4/3/01. Enacted May 15, 2001. Effective May 15, 2001.

SL 2001-74 (H 697). BRUNSWICK FIRE FEES. *AN ACT TO MAKE MODIFICATIONS TO THE BRUNSWICK FIRE FEE LEGISLATION.* Summarized in *Daily Bulletin* 3/20/01. Enacted May 15, 2001. Effective July 1, 2001.

SL 2001-75 (H 712). MOREHEAD CITY ANNEXATIONS. *AN ACT TO ANNEX CERTAIN DESCRIBED AREAS TO THE CORPORATE LIMITS OF MOREHEAD CITY.* Summarized in *Daily Bulletin* 3/21/01. Enacted May 15, 2001. Section pertaining to Medical Park Foundation voluntary annexation correction is effective from and after June 30, 1997. Remainder of act is effective May 15, 2001.

SL 2001-76 (H 804). COUNTY SCHOOL ACQUISITION. *AN ACT TO AUTHORIZE ANSON, CRAVEN, MCDOWELL, MONTGOMERY, AND PAMLICO COUNTIES TO ACQUIRE PROPERTY FOR USE BY THEIR BOARDS OF EDUCATION* Summarized in *Daily Bulletin* 3/26/01, 4/11/01, and 4/24/01. Enacted May 15, 2001. Effective May 15, 2001.

SL 2001-77 (H 807). WINTERVILLE ANNEXATION. *AN ACT CONCERNING ANNEXATION OF NONCONTIGUOUS AREAS BY THE TOWN OF WINTERVILLE.* Summarized in *Daily Bulletin* 3/26/01. Enacted May 15, 2001. Effective May 15, 2001.

SL 2001-78 (H 880). TRANSFER BERTIE SEPTIC SYSTEMS/AUTHORIZE FEES. *AN ACT TO AUTHORIZE THE OWNERS OF PROVISIONALLY APPROVED SEPTIC TANKS AND INNOVATIVE SEPTIC TANK SYSTEMS IN BERTIE COUNTY TO TRANSFER OWNERSHIP OF THESE SYSTEMS TO A JOINT AGENCY CREATED BY CERTAIN OTHER COUNTIES, TO AUTHORIZE ADDITIONAL COUNTIES TO COLLECT FEES FOR THE INSPECTION OF PROVISIONALLY APPROVED SEPTIC TANKS AND INNOVATIVE SEPTIC TANK SYSTEMS IN THE SAME MANNER AS PROPERTY TAXES, AND TO AUTHORIZE CERTAIN COUNTIES TO COLLECT FEES FOR THE MAINTENANCE AND REPAIR OF PROVISIONALLY APPROVED SEPTIC TANKS AND INNOVATIVE SEPTIC TANK SYSTEMS IN THE SAME MANNER AS PROPERTY TAXES.* Summarized in *Daily Bulletin* 3/29/01. Enacted May 15, 2001. Effective May 15, 2001.

NEXT SESSIONS

May 21, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

25.2001/67

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 67 Vol. 2001, No. 67 Senate Legislative Day 67

Monday, May 21, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1454	WITHHOLDING OF LOCAL GOVERNMENT REIMBURSEMENTS		APPROPRIATIONS	HOUSE RES

N.C. DOCUMENTS
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RALEIGH

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1454. WITHHOLDING OF LOCAL GOVERNMENT REIMBURSEMENTS. *PROVIDING THAT THE GOVERNOR'S WITHHOLDING OF LOCAL GOVERNMENT REIMBURSEMENTS BE AT THE SAME PERCENTAGE AS HIS REQUIRED 3.6% REDUCTIONS OF ALL STATE AGENCIES.* Directs Committee on Appropriations in preparing budget to partially restore withheld local government reimbursements so that the cut is the same 3.6 % as the Governor required of state agencies.
Intro. by Holmes, McCombs, West, Pope, Eddins, Edwards, Johnson, McComas, Arnold, Baker, Hill, Davis, Russell, Thompson, Daughtry, Hurley, Brubaker, Barbee, McMahan, Sherrill, Weatherly, Teague, Wilson of Watauga, Mitchell, Bowie, Gray, Kiser, Starnes, Walend, Decker, Creech, Dockham.
Ref. to Appropriations HOUSE RES

CALENDAR ACTION
May 21, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

#H0015 AMEND SCHOOL CLASSIFICATIONS. H SIGNED BY GOV. 5/18/2001
HR CH. SL 2001-97

03-21-01, 05-03-01

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#H0085 INDIAN CULTURAL CENTER AMENDMENT.	H	SIGNED BY GOV. 5/18/2001
	HR	CH. SL 2001-89
04-19-01		
H0110 VARIOUS MILITARY VETERAN LICENSE PLATES.	H	PLACED ON CAL FOR 5/22/2001
05-17-01		
#H0150 EXTEND TAX DEADLINE.	H	SIGNED BY GOV. 5/17/2001
03-07-01		
#H0182 AMEND ANTI-LAPSE STATUTE.	H	SIGNED BY GOV. 5/17/2001
#H0274 AMEND JUVENILE JUSTICE TERMINOLOGY.	H	SIGNED BY GOV. 5/18/2001
	HR	CH. SL 2001-95
04-03-01		
#H0329 ADULT DAY CARE TRANSPORTATION	H	SIGNED BY GOV. 5/18/2001
	HR	CH. SL 2001-90
H0344 DOMESTIC EMPLOYER WAGE REPORTS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/23/2001
H0352 RISK SHARING PLAN SUNSET REPEAL.	H	PRES. TO GOV. 5/18/2001
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	S	PASSED 2ND READING
04-18-01, 05-17-01		
#H0410 DISPOSAL OF COMMUNITY COLLEGE PROPERTY.	H	SIGNED BY GOV. 5/17/2001
04-10-01, 04-11-01		
H0434 AMEND RULE 9(J).	H	PRES. TO GOV. 5/18/2001
04-19-01, 04-25-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	S	REC FROM HOUSE
	S	HELD AS FILED
05-15-01		
H0446 JOINT ABC STORE OPERATIONS.	H	PRES. TO GOV. 5/18/2001
H0608 SCHOOL EMPLOYEE HEALTH CERTIFICATE.	H	PRES. TO GOV. 5/18/2001
04-17-01, 05-09-01		
H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON JUDICIARY II
H0700 NOTARY VALIDATION.	H	RATIFIED
04-03-01, 05-07-01, 05-10-01		
H0723 APPOINTED MEMBER'S STATEMENT OF ECONOMIC INT.	H	PRES. TO GOV. 5/18/2001
04-09-01		
#H0736 LONG-TERM CARE/POST STAFFING.	H	SIGNED BY GOV. 5/17/2001
04-16-01		
H0837 CIVIL PENALTY AUTHORITY/PUBLIC HEALTH VIOLATIONS	H	PRES. TO GOV. 5/18/2001
H0857 AREA MENTAL HEALTH BACKGROUND CHECK.	H	RATIFIED
05-10-01		
H0875 BILTMORE FOREST DEER MANAGEMENT.	H	CONCURRED IN S AMEND
04-24-01, 05-15-01		
#H0902 STATE JUDICIAL COUNCIL MEMBERSHIP.	H	SIGNED BY GOV. 5/18/2001
	HR	CH. SL 2001-96
04-18-01		
H0958 COST REPORTS-SPECIAL CARE UNITS.	H	RATIFIED
05-14-01		
#H0979 SPECIAL DIPLOMA FOR WORLD WAR II VETERANS.	H	SIGNED BY GOV. 5/17/2001
04-18-01		
H1083 SECURE CUSTODY OF JUVENILES USING WEAPONS.	H	RATIFIED
04-18-01, 05-09-01		
H1143 SPORTS CLUB ABC PERMITS.	H	PRES. TO GOV. 5/18/2001
04-11-01, 04-12-01		

H1160 HEALTH INS./UNIFORM PROVIDER CREDENTIALING.	S	PASSED 2ND READING
04-24-01, 05-17-01		
#H1161 APP'TS TO STATE BOARD OF ED.	H	RATIFIED
	HR	CH. RES 2001-13
04-24-01		
H1163 CONGRATULATING FORT BRAGG, CAMP LEJEUNE & SEYMOU	H	CONCURRED IN S AMEND
05-15-01		
H1276 CLOSE INCEST LOOPHOLE TO PROTECT MINORS.	S	RECALLED FROM ENROLLING
	S	RECONSIDERED 3RD READING
	S	RE-REF COM ON JUDICIARY II
04-19-01		
H1285 DELAY PRAXIS II TEST FOR NEW TEACHERS.	H	PRES. TO GOV. 5/18/2001
05-09-01		
S0016 MUNICIPAL ELECTION BDS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/22/2001
03-14-01, 05-14-01, 05-15-01		
#S0030 OUTLAW TAKING OF SEA OATS	S	SIGNED BY GOV. 5/18/2001
	SR	CH. SL 2001-93
03-14-01		
S0071 SUSPENDED STUDENTS ASS'D TO ALTERNATIVE PROGRAMS	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/22/2001
03-08-01, 03-13-01, 03-14-01, 03-15-01, 04-05-01, 05-21-01		
S0162 PROPERTY TAX AMENDMENTS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/22/2001
03-07-01, 05-14-01		
#S0221 AMEND PUBLIC HEALTH AUTHORITIES ACT.	S	SIGNED BY GOV. 5/18/2001
	SR	CH. SL 2001-92
04-02-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/22/2001
05-15-01, 05-16-01		
S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	H	POSTPONED TO 5/23/2001
04-19-01, 05-16-01		
S0302 ARTWORK CONSERVATION TREATMENTS-AB.	S	PRES. TO GOV. 5/18/2001
04-19-01, 05-14-01		
S0310 UNIFORM SECURITIES REGULATION.	S	PRES. TO GOV. 5/18/2001
05-07-01		
S0370 STATE MH JOINT SECURITY FORCE JURISD.	S	PRES. TO GOV. 5/18/2001
S0380 COUNTY ROAD NAMES.	H	POSTPONED TO 5/22/2001
S0396 ELECTRICAL CONTRACTORS.	S	RATIFIED
04-12-01		
S0434 AUDITS FOR LOCAL GOVERNMENTS.	S	RATIFIED
#S0463 AMEND NURSING PRACTICE ACT.	S	SIGNED BY GOV. 5/18/2001
	SR	CH. SL 2001-98
04-09-01		
S0499 AMEND ADOPTION LAWS.	S	RATIFIED
04-24-01, 05-14-01		
#S0538 BILL LEE TWO-COUNTY PROJECTS.	S	SIGNED BY GOV. 5/18/2001
	SR	CH. SL 2001-94
04-19-01		
S0542 DATABASE ON PSYCHOTROPIC MEDS/CHILDREN.	S	PRES. TO GOV. 5/18/2001
04-02-01, 05-09-01		
S0708 REDUCE SCHOOL PAPERWORK.	S	RATIFIED

05-09-01		
S0731 TRANSPORTATION PLANNING.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/22/2001
05-21-01		
S0735 CHANGE EDUCATION CABINET MEMBERSHIP.	S	PRES. TO GOV. 5/18/2001
S0739 PSYCH. ASSOC./CLINICAL SOCIAL WORKER PRIVILEGE.	S	CONCURRED IN H/COM SUB
04-09-01, 05-15-01		
S0749 NURSING HOME ADMINISTRATOR ACT.	H	PASSED 2ND & 3RD READING
S0803 ENCOURAGE TEACHER ED./ACTIVE MILITARY.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/22/2001
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	H	PLACED ON CAL FOR 5/22/2001
04-23-01, 05-17-01		
S0852 INSURANCE FOR PUBLIC WORKS PROJECTS.	H	PLACED ON CAL FOR 5/22/2001
#S0888 NONRESIDENT LICENSE FEES.	S	SIGNED BY GOV. 5/18/2001
	SR	CH. SL 2001-91
04-19-01		
S0942 TRANSPORTER PLATES TO COUNTIES.	H	PLACED ON CAL FOR 5/22/2001
04-25-01, 04-26-01		
S1004 INTERFERE W/ EMERGENCY COMMUNICATION.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/22/2001
05-14-01		
S1036 BUILDING CODE SUBJECT TO APA.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/22/2001
05-14-01		
S1070 ITS DISPUTE RESOLUTION.	H	PLACED ON CAL FOR 5/22/2001
04-23-01		

LOCAL BILLS

H0504 MATTHEWS PROPERTY LEASE.	H	CONCURRED IN S/COM SUB
04-17-01, 05-14-01		
H0671 MATTHEWS ANNEXATION.	S	PASSED 3RD READING
H0866 GREENVILLE HOUSING CODE CASES.	H	CONCURRED IN S/COM SUB
05-14-01		
H0877 BREVARD SATELLITE ANNEXATIONS.	S	PASSED 3RD READING
05-02-01		
S0336 VARIOUS COUNTIES AMBULANCE SERVICE.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/22/2001
03-15-01, 05-07-01, 05-15-01		
S0401 FORSYTH STANLY COUNTY SCHOOLS BIDS.	S	RATIFIED
04-04-01, 04-05-01, 05-14-01		
S0453 LEXINGTON/WINSTON-SALEM VEGETATION ORDINANCE.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/22/2001
03-29-01, 05-16-01		
S0617 STOVALL ELECTION CHANGES.	S	RATIFIED
04-16-01, 05-14-01		
S0651 MT. AIRY PLANNING BD./ETJ.	S	RATIFIED
05-07-01		
S0666 MONROE/BURLINGTON PROPERTY.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/22/2001
04-17-01, 05-16-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 71. SUSPENDED STUDENTS TO ALTERNATIVE PROGS. Intro. 2/6/01. House committee substitute makes the following changes to 4th edition. Provides that pilot unit cannot send suspended students to programs in training schools or detention centers. Deletes provisions that local school boards are not responsible for supervision or control of program run by another agency and prohibiting causes of action against school boards for damages arising out of programs not under supervision and control of school board.

S 731. TRANSPORTATION PLANNING. Intro. 4/2/01. Senate committee substitute makes the following changes to 1st edition. Provides that qualifying land development plan may be any type of plan or policy document expressing a jurisdiction's land development goals and objectives. Authorizes DOT, on request of the jurisdiction, to review and comment on plan, but does not grant approval authority to DOT. Makes other clarifying changes.

NEXT SESSIONS

May 22, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

25:2001/67

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 68 Vol. 2001, No. 68 Senate Legislative Day 68

Tuesday, May 22, 2001

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BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
S 1101	CONFIRMATION OF APPOINTMENTS TO N.C. UTILITIES COMM'N		COMMERCE	JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

SENATE BILLS

S 1101. CONFIRMATION OF APPOINTMENTS TO N.C. UTILITIES COMM'N. *PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENTS OF JAMES YANCEY KERR, II AND MICHAEL SATTERFIELD WILKINS TO MEMBERSHIP ON THE NORTH CAROLINA UTILITIES COMMISSION AND THE APPOINTMENT OF ROBERT P. GRUBER AS EXECUTIVE DIRECTOR OF THE PUBLIC STAFF OF THE NORTH CAROLINA UTILITIES COMMISSION.* As title indicates. Terms of Kerr and Wilkins begin July 1, 2001, and expire June 30, 2009. Term of Gruber begins July 1, 2001, and expires June 30, 2007.
Intro. by Soles .
Ref. to Commerce JOINT RESOLUTION

CALENDAR ACTION
May 22, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0110 VARIOUS MILITARY VETERAN LICENSE PLATES.  H  POSTPONED TO 5/23/2001
 05-17-01
H0241 FAMILY DRUG TREATMENT COURT PROGRAM.      HA REPTD FAV COM SUBSTITUTE
                                                H  RE-REF COM ON APPROPRIATIONS
 03-08-01, 05-22-01
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H0262 STATE VETERANS CEMETERY ELIGIBILITY.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/23/2001
04-03-01, 05-16-01		
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/23/2001
04-18-01, 05-17-01		
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/24/2001
04-16-01, 05-16-01		
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE.	H	FAILED CONCUR IN S AMEND
	H	CONF COM APPOINTED
05-10-01		
H0553 U.S. WARTIME MILITARY VETERAN SPECIAL PLATE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-22-01		
H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED.	S	AMEND PENDING #1
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/24/2001
04-09-01		
H0635 REGULATE BODY PIERCING.	H	REPTD FAV
	H	RE-REF COM ON APPROPRIATIONS
04-12-01		
H0665 EXTEND LIMITATIONS FOR SOME INTENTIONAL TORTS.	S	REPTD FAV
H0687 "FIRST IN FORESTRY" SPECIAL PLATES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-22-01		
H0700 NOTARY VALIDATION.	H	PRES. TO GOV. 5/22/2001
04-03-01, 05-07-01, 05-10-01		
H0759 HARLEY OWNERS' GROUP LICENSE PLATE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-22-01		
H0800 SPEAKER'S APPOINTMENTS.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADOPTED
05-22-01		
H0857 AREA MENTAL HEALTH BACKGROUND CHECK.	H	PRES. TO GOV. 5/22/2001
05-10-01		
H0875 BILTMORE FOREST DEER MANAGEMENT.	H	RATIFIED
04-24-01, 05-15-01		
H0958 COST REPORTS-SPECIAL CARE UNITS.	H	PRES. TO GOV. 5/22/2001
05-14-01		
H1021 HONORING RAILROAD EMPLOYEES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
H1083 SECURE CUSTODY OF JUVENILES USING WEAPONS.	H	PRES. TO GOV. 5/22/2001
04-18-01, 05-09-01		
H1149 SCHOOL POLICIES ON HARASSMENT OF EMP'S.	SA	AMEND ADOPTED #1
	S	PASSED 3RD READING
04-23-01, 05-16-01, 05-22-01		
H1160 HEALTH INS./UNIFORM PROVIDER CREDENTIALING.	S	PASSED 3RD READING
04-24-01, 05-17-01		
#H1163 CONGRATULATING FORT BRAGG, CAMP LEJEUNE & SEYMOU	H	RATIFIED
	HR	CH. RES 2001-14
05-15-01		

H1255 INCREASE RETIREMENT BENEFITS.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON APPROPRIATIONS
05-22-01		
H1448 MAKE MEALS TAX PENALTIES UNIFORM.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/23/2001
05-22-01		
S0016 MUNICIPAL ELECTION BDS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/29/2001
03-14-01, 05-14-01, 05-15-01		
S0067 JUVENILE JUSTICE UNDER CORRECTIONS OVERSIGHT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/23/2001
S0071 SUSPENDED STUDENTS ASS'D TO ALTERNATIVE PROGRAMS	H	PASSED 2ND & 3RD READING
03-08-01, 03-13-01, 03-14-01, 03-15-01, 04-05-01, 05-21-01		
S0137 PRIVATE CORRECTIONAL OFFICERS.	H	POSTPONED TO 5/24/2001
03-06-01, 03-07-01, 04-12-01		
S0162 PROPERTY TAX AMENDMENTS.	S	CONCURRED ON 2ND READING
03-07-01, 05-14-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	S	CONCURRED IN H AMEND #1 &#2
05-15-01, 05-16-01		
S0274 REPEAL OBSOLETE EXCHANGE/MARKETPLACE EXEMPT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/23/2001
S0353 DOR DEBT COLLECTION CHANGES.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON APPROPRIATIONS
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01		
S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
05-22-01		
S0380 COUNTY ROAD NAMES.	H	PASSED 3RD READING
S0395 PLUMBING AND HEATING CONTRACTORS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-22-01		
S0396 ELECTRICAL CONTRACTORS.	S	PRES. TO GOV. 5/22/2001
04-12-01		
S0397 GED CREDIT FOR INMATES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
03-27-01, 05-22-01		
S0398 LIFT UNDUE FAMILY HARDSHIP SUNSET.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/23/2001
S0431 ADJUST LICENSE THRESHOLDS FOR INFLATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/23/2001
S0434 AUDITS FOR LOCAL GOVERNMENTS.	S	PRES. TO GOV. 5/22/2001
S0499 AMEND ADOPTION LAWS.	S	PRES. TO GOV. 5/22/2001
04-24-01, 05-14-01		
S0628 OUT-OF-STATE CPAS/FEES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-22-01		
S0708 REDUCE SCHOOL PAPERWORK.	S	PRES. TO GOV. 5/22/2001
05-09-01		
S0719 TTA EMINENT DOMAIN.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-12-01, 05-22-01		

S0731 TRANSPORTATION PLANNING. 05-21-01	H PASSED 2ND & 3RD READING
S0739 PSYCH. ASSOC./CLINICAL SOCIAL WORKER PRIVILEGE. 04-09-01, 05-15-01	S RATIFIED
S0749 NURSING HOME ADMINISTRATOR ACT.	S RATIFIED
S0759 RAIL TRANSPORTATION LIABILITY. 04-23-01, 05-22-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
S0803 ENCOURAGE TEACHER ED./ACTIVE MILITARY.	H PASSED 2ND & 3RD READING
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR. 04-23-01, 05-17-01	H POSTPONED TO 5/23/2001
S0852 INSURANCE FOR PUBLIC WORKS PROJECTS.	H POSTPONED TO 5/23/2001
S0853 STATE NATURE AND HISTORIC PRESERVE PROPERTIES. 05-22-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/23/2001
S0854 STATE NATURE AND HISTORIC PRESERVE. 05-22-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/23/2001
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW. 04-16-01, 05-22-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
S0942 TRANSPORTER PLATES TO COUNTIES. 04-25-01, 04-26-01	H PASSED 2ND & 3RD READING
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB. 05-22-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 5/23/2001
S1002 CAMPAIGN FINANCE ENFORCEMENT. 05-22-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S RE-REF COM ON APPROPRIATIONS/ BASE BUDGET S WITHDRAWN FROM COMM S PLACED ON CAL FOR 5/23/2001
S1004 INTERFERE W/ EMERGENCY COMMUNICATION. 05-14-01	S CONCURRED IN H/COM SUB
S1036 BUILDING CODE SUBJECT TO APA. 05-14-01	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 5/23/2001
S1070 ITS DISPUTE RESOLUTION. 04-23-01	H PASSED 2ND & 3RD READING
S1101 CONFIRMATION UTILITY COMM. APPTS./EXEC. DIRECTOR	S REPTD FAV

LOCAL BILLS

H0504 MATTHEWS PROPERTY LEASE. 04-17-01, 05-14-01	H RATIFIED
H0671 MATTHEWS ANNEXATION.	H RATIFIED
H0817 RICHMOND COUNTY SUBDIVISIONS. 04-26-01, 05-22-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED

H0866 GREENVILLE HOUSING CODE CASES. 05-14-01	H	RATIFIED
H0877 BREVARD SATELLITE ANNEXATIONS. 05-02-01	H	RATIFIED
S0336 VARIOUS COUNTIES AMBULANCE SERVICE. 03-15-01, 05-07-01, 05-15-01	S	CONCURRED IN H/COM SUB
S0422 WILSON WATER & SEWER EXTENSION FUNDS. 05-22-01	S SA S	REPTD FAV COM SUBSTITUTE COM SUBSTITUTE ADOPTED RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
S0453 LEXINGTON/WINSTON-SALEM VEGETATION ORDINANCE. 03-29-01, 05-16-01	S	CONCURRED IN H/COM SUB
S0666 MONROE/BURLINGTON PROPERTY. 04-17-01, 05-16-01	S	FAILED CONCUR IN COM SUB

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 378. EDUC. DEGREE NOT REQ'D/LOCAL SUPERINTENDENT. Intro. 3/8/01. House amendment makes the following changes to 1st edition. Requires, rather than authorizes, State Board to adopt rules that include minimum requirements that would qualify a person to serve as superintendent without having direct experience or certification as an educator.

S 395. PLUMBING AND HEATING CONTRACTORS. Intro. 3/12/01. Senate committee substitute makes the following changes to 1st edition. Makes it clear that all real estate transactions conducted by State Board of Examiners of Plumbing, Heating, and Fire Sprinkler Contractors must be approved by Governor and the Council of State, and that holders of a heating, group three license, who have installed systems classified by this bill as heating, group two systems, can continue to service, repair, or alter those systems until June 30, 2004.

S 397. GED AND OTHER CREDIT FOR INMATES. Intro. 3/12/01. House committee substitute makes the following changes to 2nd edition. Makes eligible for sentence reduction misdemeanant in local confinement facilities who "faithfully participates" (was, "attends classes") in GED or similar programs. Adds new GS 162-59.1 providing that person having custody of misdemeanant may approve participation in the program and may revoke this approval at any time.

S 422. WILSON WATER & SEWER EXTENSION FUNDS. Intro. 3/14/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT TO APPROPRIATE FUNDS FOR THE EXTENSION OF WATER AND SEWER LINES TO NEW INDUSTRIAL SITES IN WILSON COUNTY.* Appropriates $3.1 million for fiscal year 2001-02 from General Fund to Wilson County as title indicates. Effective July 1, 2001.

S 628. OUT-OF-STATE CPAS/FEES. Intro. 3/22/01. House committee substitute makes the following changes to 1st edition. Allows person licensed as CPA in another state, territory, or the District of Columbia, whose principal place of business is outside NC (was, who resides outside NC) to perform CPA services in NC but requires jurisdiction in which CPA is licensed to have licensure requirements substantially similar to NC's.

S 719. TTA EMINENT DOMAIN. Intro. 3/28/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 759. RAIL TRANSPORTATION LIABILITY. Intro. 4/2/01. House committee substitute makes the following changes to 2nd edition. Makes bill apply to claims against "operating rights railroads," defined as railroad

corporation that before Jan. 1, 2001, was granted operating rights by a state-owned railroad company or operated over the property of a state-owned railroad company under claim of right. Provides that Authority that does not enter into contract with railroad to allocate financial responsibility for passenger rail services claims must secure liability insurance in the same manner as if had contracted with railroad. Adds severability clause and makes numerous technical and clarifying amendments.

S 853. ACCEPTING PROPERTIES FOR THE NATURE & HISTORIC PRESERVE. Intro. 4/4/01. House committee substitute makes the following changes to 1st edition. Makes technical changes only.

S 854. STATE NATURE AND HISTORIC PRESERVE. Intro. 4/401. House committee substitute makes the following changes to 1st edition. Rewrites title to read: *AN ACT TO CODIFY THE JOINT RESOLUTION ACCEPTING PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, TO CODIFY THESE REMOVALS, TO DELETE CERTAIN LANDS FROM THE STATE PARKS SYSTEM, AND TO PROVIDE THAT A TECHNICAL AMENDMENT TO THE STATE CONSTITUTION RELATING TO ACCEPTANCE AND DEDICATION OF PROPERTY INTO THE STATE NATURE AND HISTORIC PRESERVE SHALL BE SUBMITTED TO A VOTE OF THE PEOPLE AT THE NEXT STATEWIDE PRIMARY ELECTION.* Adds provision amending SL 1999-268 to provide that constitutional amendment submitted to vote of people by that bill is to be at next statewide primary election instead of at next election in which another constitutional amendment is to be voted on. Amendment is to Sec. 5 of Art. XIV of state constitution and it provides that property may be included in State Nature and Historic Preserve upon passing of a bill to that effect by the General Assembly (instead of a resolution, as the constitution currently requires).

S 936. SEX OFFENDER REG/CONFORM W/FED LAW. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Adds new GS 14-208.6C providing that period of registration under Article 27A of that chapter (Sex Offender Registration) shall be discontinued only if the conviction requiring registration is reversed, vacated, or set aside or the person has been granted a pardon of innocence.

S 976. VARIOUS MOTOR FUEL TAX CHANGES. Intro. 4/5/01. House committee substitute makes the following changes to 1st edition. Makes amendments to GS 105-449.105A, monthly refunds for kerosene, and 105–449.123, marketing requirements for dyed diesel fuel storage facilities, effective Oct. 1, 2001, instead of when bill becomes law.

S 1002. CAMPAIGN FINANCE ENFORCEMENT. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Changes standard for waiver of late penalty for failure to make timely filing to "good cause" (was, "reasonable cause"). Adds provision requiring State Board to consult with the appropriate district attorney responsible for initiating criminal process for violations of campaign finance statutes in question before assessing civil penalties or imposing civil remedy for such violation.

HOUSE BILLS

H 241. FAMILY DRUG TREATMENT COURT PROGRAM. Intro. 2/26/01. House committee substitute makes the following changes to 2nd edition. Adds chief juvenile court counselor for the district to composition of local drug treatment court management committee and makes technical changes.

H 438. CLARIFY COMM. COLLEGE PERFORMANCE MEASURE. Intro. 3/1/01. The Speaker appointed the following representatives as conferees to resolve differences between the House and Senate on this bill: Yongue, Chair; Bonner; Arnold.

H 553. WARTIME VETERAN/MILITARY VETERAN SPECIAL PLATE. Intro. 3/12/01. House committee substitute makes the following changes to 1st edition. Adds provision to GS 20-79.4(b) authorizing special plate for military veteran, defined as an individual who served honorably in the armed forces of the United States. Amends proposed amendment to GS 20-79.4(b) (which establishes special plate for wartime veteran) to define eligibility for service during Gulf War as service between August 2, 1990, and the date prescribed by presidential proclamation or Congressional resolution.

H 687. "FIRST IN FORESTRY" SPECIAL PLATES. Intro. 3/19/01. House committee substitute makes the following changes to 1st edition. Makes technical changes only.

H 759. HARLEY OWNERS' GROUP LICENSE PLATE. Intro. 3/26/01. House amendment makes the following changes to 1st edition. Makes technical change only.

H 800. SPEAKER'S APPOINTMENTS. Intro. 3/26/01. Senate amendment makes the following changes to 1st edition. Makes technical changes only.

H 817. RICHMOND COUNTY SUBDIVISIONS. Intro. 3/27/01. Senate committee substitute makes the following changes to 2nd edition. Rewrites definitions of family subdivision and minor subdivisions. New definition of family subdivision is tract or parcel in which all lots have access to a road, property is conveyed to a lineal descendant, parent, grandparent, sibling, aunt, uncle, niece or nephew, and no more than ten lots are created. Minor subdivision is tract or parcel that does not create more than four lots in a two year period, does not dedicate any new street or extend water or sewer system except to add connections to existing lines to serve individual lots

H 1149. SCHOOL POLICIES ON HARASSMENT OF EMPS. Intro. 4/12/01. Senate amendment makes the following changes to 3rd edition. Makes clarifying changes.

H 1255. INCREASE RETIREMENT BENEFITS. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Makes technical changes only.

H 1448. MAKE MEALS TAX PENALTIES UNIFORM. Intro. 5/10/01. House committee substitute makes the following changes to 1st edition. Makes technical changes only.

LEGISLATION ENACTED

SL 2001-79 (S 399). CHARLOTTE CHARTER CLEANUP. *AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE CHARTER OF THE CITY OF CHARLOTTE.* Summarized in *Daily Bulletin* 3/12/01. Enacted May 16, 2001. Effective May 16, 2001.

SL 2001-80 (S 486). KERNERSVILLE PRIVATE SALE. *AN ACT AUTHORIZING THE TOWN OF KERNERSVILLE TO CONVEY CERTAIN PROPERTY AT A PRIVATE SALE.* Summarized in *Daily Bulletin* 3/15/01, 3/20/01, 3/21/01. Enacted May 16, 2001. Effective May 16, 2001.

SL 2001-81 (H 1117). DA DISCRETION. *AN ACT TO PROVIDE THAT THE DISTRICT ATTORNEY HAS DISCRETION AS TO WHETHER TO SEEK THE DEATH PENALTY FOR A CAPITAL CASE.* Summarized in *Daily Bulletin* 4/12/01 and 4/24/01. Enacted May 17, 2001. Effective July 1, 2001.

SL 2001-82 (H 410). DISPOSAL OF COMMUNITY COLLEGE PROPERTY-AB. *AN ACT TO PERMIT COMMUNITY COLLEGE BOARDS TO DISPOSE OF CERTAIN REAL PROPERTY WITHOUT THE APPROVAL OF THE STATE BOARD OF COMMUNITY COLLEGES.* Summarized in *Daily Bulletin* 3/01/01, 4/10/01, 4/11/01. Enacted May 17, 2001. Effective May 17, 2001.

SL 2001-83 (H 182). AMEND ANTI-LAPSE STATUTE. *AN ACT TO AMEND THE ANTI-LAPSE STATUTE TO PROVIDE THAT THE INTEREST OF A DECEASED CLASS MEMBER WHO LEAVES NO ISSUE DEVOLVES UPON THE REMAINING CLASS MEMBERS AND THE ISSUE OF OTHER DECEASED CLASS MEMBERS, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.* Summarized in *Daily Bulletin* 2/20/01. Enacted May 17, 2001. Effective May 17, 2001.

SL 2001-84 (S 25). LEASE-PURCHASE UP TO THREE PRISONS. *AN ACT TO CLARIFY THE STATE'S AUTHORITY TO LEASE-PURCHASE THREE CLOSE SECURITY CORRECTIONAL FACILITIES.* Summarized in *Daily Bulletin* 2/1/01, 4/5/01, 4/19/01, 4/26/01. Enacted May 17, 2001. Effective May 17, 2001.

SL 2001-85 (H 736). LONG-TERM CARE/POST STAFFING. *AN ACT TO REQUIRE THAT LONG-TERM CARE FACILITIES POST INFORMATION ABOUT STAFFING LEVELS.* Summarized in *Daily Bulletin* 3/22/01 and 4/16/01. Enacted May 17, 2001. Effective October 1, 2001.

SL 2001-86 (H 979). SPECIAL DIPLOMA FOR WORLD WAR II VETERANS. *AN ACT DIRECTING THE STATE BOARD OF EDUCATION TO ISSUE SPECIAL HIGH SCHOOL DIPLOMAS TO VETERANS OF WORLD WAR II WHO HAVE NOT PREVIOUSLY RECEIVED DIPLOMAS.* Summarized in *Daily Bulletin* 4/5/01 and 4/18/01. Enacted May 17, 2001. Effective May 17, 2001.

SL 2001-87 (H 150). EXTEND TAX DEADLINE. *AN ACT TO WAIVE THE PENALTIES FOR FAILURE TO MEET CERTAIN TAX-RELATED DEADLINES BECAUSE OF A PRESIDENTIALLY DECLARED DISASTER.* Summarized in *Daily Bulletin* 2/19/01 and 3/7/01. Enacted May 17, 2001. Effective May 17, 2001.

SL 2001-88 (S 439). CHARLOTTE-PARKING ORDINANCES. *AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO ADOPT AND ENFORCE ORDINANCES RELATING TO PARKING.* Summarized in *Daily Bulletin* 3/13/01 and 3/22/01. Enacted May 17, 2001. Effective May 17, 2001.

NEXT SESSIONS

Wednesday, May 23, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

G91
25:2001/69

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 69 Vol. 2001, No. 69 Senate Legislative Day 69

Wednesday, May 23, 2001

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RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
May 23, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0110 VARIOUS MILITARY VETERAN LICENSE PLATES.	H	AMENDMENT WITHDRAWN #1
	H	PASSED 2ND READING
05-17-01		
H0262 STATE VETERANS CEMETERY ELIGIBILITY.	H	CONCURRED IN S/COM SUB
04-03-01, 05-16-01		
H0331 IRMC PUBLIC MEMBERS.	S	REPTD FAV
H0344 DOMESTIC EMPLOYER WAGE REPORTS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/29/2001
	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
04-18-01, 05-17-01		
H0436 ELECTROLYSIS BOARD FEES.	S	REPTD FAV
03-28-01		
H0665 EXTEND LIMITATIONS FOR SOME INTENTIONAL TORTS.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
H0752 UNC-GREENSBORO PARKING JURISDICTION.	S	REPTD FAV
04-17-01		

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H0800 SPEAKER'S APPOINTMENTS.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
05-22-01		
H0875 BILTMORE FOREST DEER MANAGEMENT.	H	PRES. TO GOV. 5/23/2001
04-24-01, 05-15-01		
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS.	H	ASSIGNED TO EDUCATION SUBCOMMITTEE ON COMMUNITY COLLEGES
04-11-01, 05-03-01		
H1021 HONORING RAILROAD EMPLOYEES.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
H1077 FIREFIGHTERS' AND RESCUE SQUAD WORKERS' RETIRE.	H	REPTD WITHOUT PREJUDICE
	H	RE-REF COM ON INSURANCE
H1090 RURAL INTERNET ACCESS AUTHORITY MEMBERSHIP.	S	REPTD FAV
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
04-24-01, 05-16-01		
H1341 AMEND AUCTIONS/AUCTIONEERS LAWS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 05-23-01		
H1448 MAKE MEALS TAX PENALTIES UNIFORM.	H	PASSED 2ND READING
05-22-01		
S0007 ADD JUVENILE MEMBERS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
02-21-01, 05-23-01		
S0067 JUVENILE JUSTICE UNDER CORRECTIONS OVERSIGHT.	H	PASSED 2ND & 3RD READING
S0071 SUSPENDED STUDENTS ASS'D TO ALTERNATIVE PROGRAMS	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/24/2001
03-08-01, 03-13-01, 03-14-01, 03-15-01, 04-05-01, 05-21-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-23-01		
S0162 PROPERTY TAX AMENDMENTS.	S	CONCURRED ON 3RD READING
03-07-01, 05-14-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	S	RATIFIED
05-15-01, 05-16-01		
S0274 REPEAL OBSOLETE EXCHANGE/MARKETPLACE EXEMPT.	H	PASSED 2ND & 3RD READING
S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-19-01, 05-16-01, 05-23-01		
S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	HA	AMEND ADOPTED #2
	H	AMEND FAILED #3
	H	PASSED 3RD READING
05-22-01, 05-23-01		
S0380 COUNTY ROAD NAMES.	S	RATIFIED
S0395 PLUMBING AND HEATING CONTRACTORS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/28/2001
05-22-01		

S0398 LIFT UNDUE FAMILY HARDSHIP SUNSET.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0431 ADJUST LICENSE THRESHOLDS FOR INFLATION.	H	PASSED 2ND & 3RD READING
S0628 OUT-OF-STATE CPAS/FEES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/28/2001
05-22-01		
S0716 POLL WORKER DISCHARGE.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/24/2001
04-24-01, 05-03-01, 05-16-01		
S0731 TRANSPORTATION PLANNING.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/24/2001
05-21-01		
S0739 PSYCH. ASSOC./CLINICAL SOCIAL WORKER PRIVILEGE.	S	PRES. TO GOV. 5/23/2001
04-09-01, 05-15-01		
S0749 NURSING HOME ADMINISTRATOR ACT.	S	PRES. TO GOV. 5/23/2001
S0803 ENCOURAGE TEACHER ED./ACTIVE MILITARY.	S	RATIFIED
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	H	POSTPONED TO 5/29/2001
04-23-01, 05-17-01		
S0852 INSURANCE FOR PUBLIC WORKS PROJECTS.	H	PASSED 2ND READING
S0853 STATE NATURE AND HISTORIC PRESERVE PROPERTIES.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
	H	PASSED 3RD READING
05-22-01, 05-23-01		
S0854 STATE NATURE AND HISTORIC PRESERVE.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
	H	PASSED 3RD READING
05-22-01, 05-23-01		
S0876 DAY REPORTING CENTERS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0942 TRANSPORTER PLATES TO COUNTIES.	S	RATIFIED
04-25-01, 04-26-01		
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB.	H	PASSED 2ND READING
05-22-01		
S1002 CAMPAIGN FINANCE ENFORCEMENT.	S	PASSED 2ND & 3RD READING
05-22-01		
S1004 INTERFERE W/ EMERGENCY COMMUNICATION.	S	RATIFIED
05-14-01		
S1036 BUILDING CODE SUBJECT TO APA.	S	CONCURRED IN H/COM SUB
05-14-01		
S1056 FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-23-01		
S1070 ITS DISPUTE RESOLUTION.	S	RATIFIED
04-23-01		
S1101 CONFIRMATION UTILITY COMM. APPTS./EXEC. DIRECTOR	S	PASSED 2ND & 3RD READING

LOCAL BILLS

H0105 BUNCOMBE COUNTY PRODUCT DEV. FUND.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADOPTED
03-28-01, 05-23-01		

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H0449 TROY ANNEXATION.                          S  REPTD FAV
 04-24-01
H0616 ATLANTIC BEACH ANNEXATION.                S  REPTD FAV
 04-19-01
H0667 NEW LONDON ELECTION CHANGES.              S  REPTD FAV
H0744 SEVEN LAKES WEST MV REG.                  S  REPTD FAV
 04-25-01
H0817 RICHMOND COUNTY SUBDIVISIONS.             S  WITHDRAWN FROM CAL
                                                S  RE-REF COM ON RULES AND
                                                   OPERATIONS OF THE SENATE
 04-26-01, 05-22-01
H0891 REGULATE SPOTLIGHTING OF DEER.            S  REPTD FAV COM SUBSTITUTE
                                                SA COM SUBSTITUTE ADOPTED
 05-23-01
H0903 RICHMOND FOX TRAPPING.                    S  REPTD FAV
 04-25-01
H0906 DURHAM CHARTER TECHNICAL CORRECTIONS.     S  REPTD FAV
H0929 MINNESOTT BEACH ETJ.                      S  REPTD FAV
H0935 FACILITATE SCHOOL CONSTRUCTION.           S  REPTD FAV
S0336 VARIOUS COUNTIES AMBULANCE SERVICE.       S  RATIFIED
 03-15-01, 05-07-01, 05-15-01
S0453 LEXINGTON/WINSTON-SALEM VEGETATION        S  RATIFIED
      ORDINANCE.
 03-29-01, 05-16-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 7. ADD JUVENILE MEMBERS. Intro. 1/25/01. House committee substitute makes the following changes to 2nd edition. Adds provision that new youth member on county Juvenile Crime Prevention Council and member appointed by Governor on State Advisory must be members of State Youth Council.

S 144. STREAMLINED SALES AND USE TAX AGREEMENT. Intro. 2/14/01. Senate committee substitute makes the following changes to 1st edition. Makes technical and clarifying changes. Adds additional conforming changes to Part 2 of bill, including: (1) the addition of new section GS 105-164.4B to clarify that sales are sourced based upon destination and to provide principles for determining the source of a sale, (2) amendments to GS 105-164.16 to provide that returns must be filed and taxes paid on a quarterly, monthly, or semimonthly basis depending upon the amount of taxes paid by the taxpayer, and (3) the creation of new article 5F in Chapter 105, beginning at GS 105-187.50, regulating the privilege tax on the purchase of mill machinery. Provides that the tax is 1% of the sales price of the machinery, part, or accessory purchased, with a maximum of $80 per article. Amendments regarding mill machinery tax are effective Jan. 1, 2006. Amends effective date of bill to provide that provisions allowing NC to enter into Streamlined Sales and Use Tax Agreement expire on Jan. 1, 2006 unless (1) 15 states have signed the Agreement, or (2) states representing a combined resident population equal to at least 10% of the national resident population have signed the Agreement. Specifies that other conforming changes within Part 2 of bill are effective Jan. 1, 2002.

S 300. AMEND NC EMERGENCY MANAGEMENT LAWS. Intro. 3/5/01. House amendment makes the following changes to 3rd edition. Makes clarifying changes only.

S 378. EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT. Intro. 3/8/01. House amendment makes the following changes to 1st edition. Provides that State Board rules must include minimum "relevant" experience requirements (quoted language added).

S 853. ACCEPTING PROPERTIES FOR NATURE & HISTORIC PRESERVE. Intro. 4/4/01. House amendment makes the following changes to 1st edition. Makes clarifying change.

S 854. STATE NATURE AND HISTORIC PRESERVE. Intro. 4/4/01. House amendment makes the following changes to 2nd edition. Substitutes general reference to lands within boundaries of New River State Park in lieu of description by reference to specific recorded conveyances.

S 1056. FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES. Intro. 4/5/01. House committee substitute makes the following changes to 1st edition. Makes technical changes only.

HOUSE BILLS

H 105. BUNCOMBE COUNTY PRODUCT DEV. FUND. Intro. 2/14/01. Senate amendment makes the following changes to 2nd edition. Provides that Product Development Committee to review proposals from applicants (was, qualified applicants) for tourism capital projects.

H 891. WAKE/REGULATE SPOTLIGHTING OF DEER. Intro. 3/29/01. Senate committee substitute makes the following changes to 1st edition. Adds provision that act does not apply to necessary shining of lights by motorists, campers, and others who are not attempting to attract wildlife.

H 1341. AMEND AUCTIONS/AUCTIONEERS LAWS. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Makes technical changes only.

LEGISLATION ENACTED

SL 2001-89 (H 85). INDIAN CULTURAL CENTER AMENDMENT. *AN ACT TO AMEND THE LAW AFFECTING THE LEASE OF STATE PROPERTY TO THE NORTH CAROLINA INDIAN CULTURAL CENTER, INC.* Summarized in *Daily Bulletin* 2/8/01 and 4/19/01. Enacted May 18, 2001. Effective May 18, 2001.

SL 2001-90 (H 329). ADULT DAY CARE TRANSPORTATION. *AN ACT PERTAINING TO TRANSPORTATION SERVICES OFFERED BY ADULT DAY CARE PROGRAMS.* Summarized in *Daily Bulletin* 3/1/01. Enacted May 18. 2001. Effective Oct. 1, 2001.

SL 2001-91 (S 888). NONRESIDENT LICENSE FEES. *AN ACT TO INCREASE THE FEES FOR NONRESIDENT HUNTING LICENSES, TO PROVIDE FOR A BEAR/WILD BOAR HUNTING LICENSE, AND TO MAKE OTHER CHANGES AFFECTING LICENSES ISSUED BY THE WILDLIFE RESOURCES COMMISSION.* Summarized in *Daily Bulletin* 4/4/01 and 4/19/01. Enacted May 18, 2001. Effective July 1, 2001.

SL 2001-92 (S 221). AMEND PUBLIC HEALTH AUTHORITIES ACT. *AN ACT TO EXEMPT EMPLOYEES OF A PUBLIC HEALTH AUTHORITY FROM CHAPTER 126 OF THE GENERAL STATUTES AND TO MAKE CONFORMING CHANGES TO CHAPTER 126.* Summarized in *Daily Bulletin* 2/22/01 and 4/2/01. Enacted May 18, 2001. Effective May 18, 2001.

SL 2001-93 (S 30). OUTLAW TAKING OF SEA OATS. *AN ACT TO MAKE IT UNLAWFUL TO TAKE SEA OATS.* Summarized in *Daily Bulletin* 2/5/01 and 3/15/01. Enacted May 18, 2001. Effective Dec. 1, 2001.

SL 2001-94 (S 538). BILL LEE TWO-COUNTY PROJECTS. *AN ACT TO AMEND THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT TO ALLOW MORE FLEXIBILITY IN CREATING TWO-COUNTY INDUSTRIAL PARKS.* Summarized in *Daily Bulletin* 3/19/01 and 4/19/01. Enacted May 18, 2001. Effective for taxable years beginning on or after Jan. 1, 2001.

SL 2001-95 (H 274). AMEND JUVENILE JUSTICE TERMINOLOGY. *AN ACT TO AMEND CERTAIN STATUTORY TERMS AND REFERENCES RELATED TO THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION.* Summarized in *Daily Bulletin* 4/3/01. Enacted May 18, 2001. Effective May 18, 2001.

SL 2001-96 (H 902). STATE JUDICIAL COUNCIL MEMBERSHIP. *AN ACT TO ADD AN APPOINTEE OF THE COMMISSION ON INDIGENT DEFENSE SERVICES TO THE STATE JUDICIAL COUNCIL.* Summarized in *Daily Bulletin* 3/29/01 and 4/18/01. Enacted May 18, 2001. Effective July 1, 2001.

SL 2001-97 (H 15). AMEND SCHOOL CLASSIFICATIONS. *AN ACT TO AMEND THE DEFINITION OF A SCHOOL SYSTEM AND AMEND THE RECOMMENDED SCHOOL CLASSIFICATIONS BY ADDING THE DEFINITION OF THE TERM "MIDDLE SCHOOL".* Summarized in *Daily Bulletin* 1/29/01, 3/21/01, and 5/3/01. Enacted May 18, 2001. Effective July 1, 2001.

SL 2001-98 (S 463). AMEND NURSING PRACTICE ACT. *AN ACT TO AMEND THE LAWS RELATING TO THE PRACTICE OF NURSING.* Summarized in *Daily Bulletin* 3/15/01 and 4/9/01. Enacted May 18, 2001. Effective May 18, 2001.

SL 2001-99 (S 401). FORSYTH AND STANLY COUNTIES SCHOOLS BIDS. *AN ACT TO ASSIST FORSYTH COUNTY AND STANLY COUNTY WITH EXPEDITING THE CONSTRUCTION OF PUBLIC SCHOOL FACILITIES.* Summarized in *Daily Bulletin* 3/12/01, 4/4/01, 4/5/01, and 5/14/01. Enacted May 21, 2001. Effective May 21, 2001 and expires June 30, 2006.

SL 2001-100 (S 617). STOVALL ELECTION CHANGES. *AN ACT EXTENDING THE TERMS OF OFFICE FOR THE MAYOR AND TOWN COMMISSIONERS OF THE TOWN OF STOVALL AND STAGGERING THOSE TERMS.* Summarized in *Daily Bulletin* 3/22/01, 4/16/01, and 5/14/01. Enacted May 21, 2001. Effective May 21, 2001.

SL 2001-101 (S 651). MT. AIRY PLANNING BD./ETJ. *AN ACT TO PROVIDE FOR THE MEMBERSHIP AND METHOD OF APPOINTING THE MEMBERS OF THE MOUNT AIRY PLANNING BOARD AND THE ZONING BOARD OF ADJUSTMENT OF AND FOR THE CITY OF MOUNT AIRY UPON THE ADOPTION OF AN ORDINANCE BY THE CITY OF MOUNT AIRY EXTENDING ITS JURISDICTION ONE MILE BEYOND ITS CORPORATE LIMITS.* Summarized in *Daily Bulletin* 3/22/01 and 5/7/01. Enacted May 21, 2001. Effective May 21, 2001.

SL 2001-102 (H 504). MATTHEWS PROPERTY LEASE. *AN ACT ALLOWING THE TOWN OF MATTHEWS TO LEASE THE 1874 MATTHEWS DEPOT FOR A TERM OF MORE THAN TEN YEARS AND EXTENDING THE EXPIRATION DATE FOR THE COMPLETION OF CERTAIN REAL ESTATE TRANSACTIONS BY MECKLENBURG COUNTY.* Summarized in *Daily Bulletin* 4/17/01 and 5/14/01. Enacted May 22, 2001. Effective May 22, 2001.

SL 2001-103 (H 671). MATTHEWS ANNEXATION. *AN ACT ANNEXING A CERTAIN DESCRIBED AREA TO THE CORPORATE LIMITS OF THE TOWN OF MATTHEWS.* Summarized in *Daily Bulletin* 3/19/01. Enacted May 22, 2001. Effective May 22, 2001.

SL 2001-104 (H 866). GREENVILLE HOUSING CODE CASES. *AN ACT AUTHORIZING THE CITY OF GREENVILLE TO REQUIRE OWNERS OF RENTAL PROPERTY WITHIN THE CITY TO AUTHORIZE AN AGENT TO ACCEPT SERVICE OF PROCESS.* Summarized in *Daily Bulletin* 3/29/01 and 5/14/01. Enacted May 22, 2001. Effective May 22, 2001.

SL 2001-105 (H 877). BREVARD SATELLITE ANNEXATIONS. *AN ACT ADDING CERTAIN DESCRIBED AREAS TO THE CORPORATE LIMITS OF THE CITY OF BREVARD AND PROVIDING THAT THE AREAS SHALL NOT BE CONSIDERED IN CALCULATING THE MAXIMUM AMOUNT OF SATELLITE ANNEXATIONS ALLOWED FOR THAT CITY.* Summarized in *Daily Bulletin* 3/29/01 and 5/2/01. Enacted May 22, 2001. Effective May 22, 2001.

NEXT SESSIONS

Thursday, May 24, 2001

HOUSE convenes at 11:00 a.m.

SENATE convenes at 11:00 a.m.

S:2001/70

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 70 Vol. 2001, No. 70 Senate Legislative Day 70

Thursday, May 24, 2001

N.C. DOCUMENTS CLEARINGHOUSE
MAY 30 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
May 24, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0110 VARIOUS MILITARY VETERAN LICENSE PLATES.	H	PASSED 3RD READING
05-17-01		
H0262 STATE VETERANS CEMETERY ELIGIBILITY.	H	RATIFIED
04-03-01, 05-16-01		
H0331 IRMC PUBLIC MEMBERS.	S	PASSED 2ND & 3RD READING
H0344 DOMESTIC EMPLOYER WAGE REPORTS.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 5/29/2001
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 5/29/2001
04-18-01, 05-17-01		
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON EDUCATION/ HIGHER EDUCATION
04-16-01, 05-16-01		
H0436 ELECTROLYSIS BOARD FEES.	S	PASSED 2ND READING
03-28-01		
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE.	S	CONF COM APPOINTED
05-10-01		
H0453 REGULATION OF EMERGENCY MEDICAL SERVICES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-16-01, 04-18-01, 05-24-01		
H0553 U.S. WARTIME MILITARY VETERAN SPECIAL PLATE.	H	PASSED 2ND READING
	H	POSTPONED TO 5/29/2001
05-22-01		

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H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED.	SA	AMEND ADOPTED #2
	S	PASSED 3RD READING
04-09-01, 05-24-01		
H0665 EXTEND LIMITATIONS FOR SOME INTENTIONAL TORTS.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 5/28/2001
H0687 "FIRST IN FORESTRY" SPECIAL PLATES.	H	PASSED 2ND READING
	H	POSTPONED TO 5/29/2001
05-22-01		
H0752 UNC-GREENSBORO PARKING JURISDICTION.	S	PASSED 2ND & 3RD READING
04-17-01		
H0758 HONORING CHARLES CALLOWAY 'C.C.' ROSS.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 5/29/2001
H0759 HARLEY OWNERS' GROUP LICENSE PLATE.	H	PASSED 2ND READING
	H	POSTPONED TO 5/29/2001
05-22-01		
H0800 SPEAKER'S APPOINTMENTS.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 5/28/2001
05-22-01		
H1053 ACTION ON CONSTRUCTION PAYMENT BOND.	S	REPTD FAV
H1090 RURAL INTERNET ACCESS AUTHORITY MEMBERSHIP.	S	PASSED 2ND & 3RD READING
H1149 SCHOOL POLICIES ON HARASSMENT OF EMP'S.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/29/2001
04-23-01, 05-16-01, 05-22-01		
H1160 HEALTH INS./UNIFORM PROVIDER CREDENTIALING.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/29/2001
04-24-01, 05-17-01		
H1341 AMEND AUCTIONS/AUCTIONEERS LAWS.	S	PASSED 2ND & 3RD READING
04-24-01, 05-23-01		
H1448 MAKE MEALS TAX PENALTIES UNIFORM.	H	PASSED 3RD READING
05-22-01		
S0067 JUVENILE JUSTICE UNDER CORRECTIONS OVERSIGHT.	S	RATIFIED
S0071 SUSPENDED STUDENTS ASS'D TO ALTERNATIVE PROGRAMS	S	CONCURRED IN H/COM SUB
03-08-01, 03-13-01, 03-14-01, 03-15-01, 04-05-01, 05-21-01		
S0091 DEALER PLATE CHANGES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-17-01		
S0137 PRIVATE CORRECTIONAL OFFICERS.	H	AMENDMENT WITHDRAWN #1
	HA	AMEND ADOPTED #2, #3
	H	PASSED 2ND READING
	H	POSTPONED TO 5/29/2001
03-06-01, 03-07-01, 04-12-01, 05-24-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/29/2001
05-23-01		
S0162 PROPERTY TAX AMENDMENTS.	S	RATIFIED
03-07-01, 05-14-01		
S0236 HFA BONDS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-16-01		
S0264 REQUIRE STATE REPORTS DOUBLE-SIDED.	S	PRES. TO GOV. 5/24/2001
05-15-01, 05-16-01		

S0274 REPEAL OBSOLETE EXCHANGE/MARKETPLACE EXEMPT.	S	RATIFIED
S0311 HOUSING FINANCE AGENCY BONDS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	S	REC TO CONCUR IN H AMEND
	S	PLACED ON CAL FOR 5/28/2001
05-22-01, 05-23-01		
S0380 COUNTY ROAD NAMES.	S	PRES. TO GOV. 5/24/2001
S0390 EDUCATION ON PHYSICIAN-ASSISTED SUICIDE.	HA	REPTD COM SUB W/O PREJUD
	H	RE-REF COM ON JUDICIARY II
05-24-01		
S0397 GED CREDIT FOR INMATES.	H	POSTPONED TO 5/29/2001
03-27-01, 05-22-01		
S0431 ADJUST LICENSE THRESHOLDS FOR INFLATION.	S	RATIFIED
S0716 POLL WORKER DISCHARGE.	S	CONCURRED IN H/COM SUB
04-24-01, 05-03-01, 05-16-01		
S0719 TTA EMINENT DOMAIN.	H	POSTPONED TO 5/30/2001
04-12-01, 05-22-01		
S0731 TRANSPORTATION PLANNING.	S	CONCURRED IN H/COM SUB
05-21-01		
S0759 RAIL TRANSPORTATION LIABILITY.	H	POSTPONED TO 5/29/2001
04-23-01, 05-22-01		
S0803 ENCOURAGE TEACHER ED./ACTIVE MILITARY.	S	PRES. TO GOV. 5/24/2001
S0842 BUSINESS ENTITY CHANGES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
05-24-01		
S0852 INSURANCE FOR PUBLIC WORKS PROJECTS.	H	PASSED 3RD READING
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.	H	PLACED ON CAL FOR 5/29/2001
04-16-01, 05-22-01		
S0942 TRANSPORTER PLATES TO COUNTIES.	S	PRES. TO GOV. 5/24/2001
04-25-01, 04-26-01		
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB.	H	POSTPONED TO 5/29/2001
05-22-01		
S1004 INTERFERE W/ EMERGENCY COMMUNICATION.	S	PRES. TO GOV. 5/24/2001
05-14-01		
S1036 BUILDING CODE SUBJECT TO APA.	S	RATIFIED
05-14-01		
S1070 ITS DISPUTE RESOLUTION.	S	PRES. TO GOV. 5/24/2001
04-23-01		

LOCAL BILLS

H0105 BUNCOMBE COUNTY PRODUCT DEV. FUND.	S	PASSED 2ND READING
03-28-01, 05-23-01		
H0449 TROY ANNEXATION.	S	PASSED 2ND READING
04-24-01		
H0616 ATLANTIC BEACH ANNEXATION.	S	PASSED 2ND READING
04-19-01		
H0667 NEW LONDON ELECTION CHANGES.	S	PASSED 2ND & 3RD READING
H0744 SEVEN LAKES WEST MV REG.	S	PASSED 2ND & 3RD READING
04-25-01		
H0817 RICHMOND COUNTY SUBDIVISIONS.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 5/28/2001
04-26-01, 05-22-01		

H0891 REGULATE SPOTLIGHTING OF DEER. 05-23-01	S	PASSED 2ND & 3RD READING
H0903 RICHMOND FOX TRAPPING. 04-25-01	S	PASSED 2ND & 3RD READING
H0906 DURHAM CHARTER TECHNICAL CORRECTIONS.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON STATE AND LOCAL GOVERNMENT
H0929 MINNESOTT BEACH ETJ.	S	PASSED 2ND & 3RD READING
H0935 FACILITATE SCHOOL CONSTRUCTION.	S	PASSED 2ND & 3RD READING
S0327 WILSON DEANNEXATION. 04-18-01	H	POSTPONED TO 5/29/2001

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 137. PRIVATE CORRECTIONAL OFFICERS. Intro. 2/14/01. House amendments make the following changes to 4th edition. Provide that arrest authority of correctional officers and security supervisors at private correctional facilities is limited to the county in which the facility is located. Add provision that corporation managing private correctional facilities shall fully reimburse the state for expenses incurred in connection with the pursuit and apprehension of an escaped inmate from such a facility.

S 390. PHYSICIAN-ASSISTED SUICIDE/EDUCATION & CRIME. Intro. 3/12/01. House committee substitute makes the following changes to 1st edition. Changes title to AN *ACT REQUIRING THE NORTH CAROLINA MEDICAL BOARD TO IMPLEMENT POLICIES TO TRAIN AND EDUCATE PERSONS LICENSED TO PRACTICE OR PERSONS DESIRING TO PRACTICE MEDICINE IN THIS STATE ON ISSUES RELATED TO PHYSICIAN-ASSISTED SUICIDE, AND CREATING THE CRIMINAL OFFENSE OF PHYSICIAN-ASSISTED SUICIDE*. Adds new GS 14-17.2 making it a Class D felony for a licensed health-care professional to commit the offense of physician-assisted suicide, defined as participating in a medical procedure or prescribing a substance for the express purpose of assisting a patient to end his or her life (but not including participating in execution of person sentenced to death by lethal injection). None of the following constitute a violation: (1) carrying out provisions of advanced directives or living wills; (2) withholding or withdrawing life-sustaining procedure or compliance with law authorizing withdrawal or refusal of treatments or procedures; (3) medications or procedures for relief of pain or discomfort, even though risk of death is increased, as long as medication or procedure is not intentionally undertaken for purpose of causing or assisting in causing death; (4) medications or procedures for patient diagnosed with medical condition that includes element of suicidal ideation, even if risk of death is increased, as long as procedure or medication is not intentionally undertaken for purpose of causing or assisting in causing death. Effective Dec. 1, 2001; applies to offenses committed on or after that date. Amends title accordingly. Deletes "Whereas" clauses from first edition.

S 842. BUSINESS ENTITY CHANGES. Intro. 4/4/01. Senate committee substitute makes the following changes to 1st edition. Adds to GS 55-7-04 new subsection permitting additional actions with respect to directors that may be taken without a meeting by all shareholders entitled to vote on the action. Amends GS 55-15-03 to require that application by foreign corporation for certificate of authority to transact business in NC must state county in which principal office, if any, is located. Effective until June 30, 2002, directs that Sec'y of State shall retain $6 of $200 fee for filing annual report by limited liability company to be used to notify LLC's of filing requirement. Effective July 1, 2002, reduces amount retained to $3. Portions of act amending GS 57C-2-23 effective Sept. 1, 2001; remainder of act effective Jan. 1, 2002, except as otherwise noted above. States that amendment to GS 105-232(a), pertaining to entry of reinstatement, is intended to be retroactive.

HOUSE BILLS

H 453. REGULATION OF EMERGENCY MEDICAL SERVICES. Intro. 3/1/01. Senate committee substitute makes the following changes to 3rd edition. Adds emergency medical dispatcher to definition of "emergency medical services personnel."

H 620. RECORDS OF SCH. SUSPENSION MAY BE RETAINED. Intro. 3/15/01. Senate amendment makes the following changes to 2nd edition. Provides that a superintendent or the superintendent's designee may expunge a student's record when not specifically asked to do so by the student or the student's legal guardian, if all other criteria for expungement are met.

NEXT SESSIONS

Monday, May 28, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

5: 2001/71

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
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House Legislative Day 71 Vol. 2001, No. 71 Senate Legislative Day 71

Monday, May 28, 2001

N.C. DOCUMENTS CLEARINGHOUSE
MAY 30 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
May 28, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
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PUBLIC BILLS

H0110 VARIOUS MILITARY VETERAN LICENSE PLATES.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-17-01		
H0262 STATE VETERANS CEMETERY ELIGIBILITY.	H	PRES. TO GOV. 5/25/2001
04-03-01, 05-16-01		
H0331 IRMC PUBLIC MEMBERS.	H	RATIFIED
H0436 ELECTROLYSIS BOARD FEES.	S	PASSED 3RD READING
03-28-01		
H0453 REGULATION OF EMERGENCY MEDICAL SERVICES.	S	PASSED 2ND READING
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/29/2001
04-16-01, 04-18-01, 05-24-01		
H0665 EXTEND LIMITATIONS FOR SOME INTENTIONAL TORTS.	S	PASSED 2ND & 3RD READING
H0752 UNC-GREENSBORO PARKING JURISDICTION.	H	RATIFIED
04-17-01		
H0800 SPEAKER'S APPOINTMENTS.	S	PASSED 2ND & 3RD READING
05-22-01		
H1053 ACTION ON CONSTRUCTION PAYMENT BOND.	S	PASSED 2ND & 3RD READING
H1090 RURAL INTERNET ACCESS AUTHORITY MEMBERSHIP.	H	RATIFIED
H1448 MAKE MEALS TAX PENALTIES UNIFORM.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-22-01		

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S0067 JUVENILE JUSTICE UNDER CORRECTIONS OVERSIGHT.	S	PRES. TO GOV. 5/25/2001
S0071 SUSPENDED STUDENTS ASS'D TO ALTERNATIVE PROGRAMS	S	RATIFIED
03-08-01, 03-13-01, 03-14-01, 03-15-01, 04-05-01, 05-21-01		
S0162 PROPERTY TAX AMENDMENTS.	S	PRES. TO GOV. 5/25/2001
03-07-01, 05-14-01		
#S0262 EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD.	SR	CH. SL 2001-108
04-18-01, 05-02-01		
S0274 REPEAL OBSOLETE EXCHANGE/MARKETPLACE EXEMPT.	S	PRES. TO GOV. 5/25/2001
S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	S	CONCURRED IN H AMEND #1& #2
05-22-01, 05-23-01		
S0395 PLUMBING AND HEATING CONTRACTORS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/30/2001
05-22-01		
S0431 ADJUST LICENSE THRESHOLDS FOR INFLATION.	S	PRES. TO GOV. 5/25/2001
S0628 OUT-OF-STATE CPAS/FEES.	S	PASSED 2ND & 3RD READING
05-22-01		
S0716 POLL WORKER DISCHARGE.	S	RATIFIED
04-24-01, 05-03-01, 05-16-01		
S0731 TRANSPORTATION PLANNING.	S	RATIFIED
05-21-01		
S0852 INSURANCE FOR PUBLIC WORKS PROJECTS.	S	RATIFIED
S1005 THE APPROPRIATIONS ACT.	S	REPTD FAV COM SUBSTITUTE
05-28-01		
	SA	COM SUBSTITUTE ADOPTED
	S	REREF TO PENSIONS & RETIRE
	S	REPTD FAV
	S	REREF TO FINANCE
S1036 BUILDING CODE SUBJECT TO APA.	S	PRES. TO GOV. 5/25/2001
05-14-01		

LOCAL BILLS

H0105 BUNCOMBE COUNTY PRODUCT DEV. FUND.	S	PASSED 3RD READING
03-28-01, 05-23-01		
H0449 TROY ANNEXATION.	S	PASSED 3RD READING
04-24-01		
H0616 ATLANTIC BEACH ANNEXATION.	S	PASSED 3RD READING
04-19-01		
H0667 NEW LONDON ELECTION CHANGES.	H	RATIFIED
H0744 SEVEN LAKES WEST MV REG.	H	RATIFIED
04-25-01		
H0817 RICHMOND COUNTY SUBDIVISIONS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/30/2001
04-26-01, 05-22-01		
H0903 RICHMOND FOX TRAPPING.	H	RATIFIED
04-25-01		
H0929 MINNESOTT BEACH ETJ.	H	RATIFIED
H0935 FACILITATE SCHOOL CONSTRUCTION.	H	RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

THE SUMMARY OF THE COMMITTEE SUBSTITUTE FOR S 1005, *CURRENT OPERATIONS APPROPRIATIONS ACT OF 2001*, WILL BE PUBLISHED IN THE DAILY BULLETIN FOR TOMORROW, MAY 29, 2001.

NEXT SESSIONS

May 29, 2001

HOUSE convenes at 1:00 p.m.

SENATE convenes at 1:00 p.m.

2001/72
2

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 72 Vol. 2001, No. 72 Senate Legislative Day 72

Tuesday, May 29, 2001

N.C. DOCUMENTS
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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
May 29, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0235 SANITARY DISTRICT ECONOMIC DEVELOPMENT.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
05-29-01	
H0311 INDIAN TRIBE UNEMPLOYMENT OPTION.	S REPTD FAV
04-04-01	
H0331 IRMC PUBLIC MEMBERS.	H PRES. TO GOV. 5/29/2001
H0344 DOMESTIC EMPLOYER WAGE REPORTS.	SA AMEND ADOPTED #1
	S PASSED 3RD READING
05-29-01	
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	SA AMEND ADOPTED #1
	S PASSED 3RD READING
04-18-01, 05-17-01, 05-29-01	
H0436 ELECTROLYSIS BOARD FEES.	H RATIFIED
03-28-01	
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE.	H CONF COM REPORTED
	H PLACED ON CAL FOR 5/30/2001
	S CONF COM REPORTED
	S PLACED ON CAL FOR 5/30/2001
05-10-01	
H0452 EMERGENCY MEDICAL SERVICES ACT UPDATE.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
04-16-01, 04-18-01, 05-29-01	
H0453 REGULATION OF EMERGENCY MEDICAL SERVICES.	S PASSED 3RD READING
04-16-01, 04-18-01, 05-24-01	

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H0553 U.S. WARTIME MILITARY VETERAN SPECIAL PLATE.	H	PASSED 3RD READING
05-22-01		
H0665 EXTEND LIMITATIONS FOR SOME INTENTIONAL TORTS.	H	RATIFIED
H0687 "FIRST IN FORESTRY" SPECIAL PLATES.	H	PASSED 3RD READING
05-22-01		
H0752 UNC-GREENSBORO PARKING JURISDICTION.	H	PRES. TO GOV. 5/29/2001
04-17-01		
H0758 HONORING CHARLES CALLOWAY 'C.C.' ROSS.	S	PASSED 2ND & 3RD READING
H0759 HARLEY OWNERS' GROUP LICENSE PLATE.	H	PASSED 3RD READING
05-22-01		
H0899 AMEND OBSTRUCT OR DELAY PUBLIC OFFICER.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-11-01, 04-16-01, 05-29-01		
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS.	H	REPTD TO EDUCATION
04-11-01, 05-03-01		
H1053 ACTION ON CONSTRUCTION PAYMENT BOND.	H	RATIFIED
H1078 FIREFIGHTERS' 25-YEAR RETIREMENT.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
05-29-01		
H1090 RURAL INTERNET ACCESS AUTHORITY MEMBERSHIP.	H	PRES. TO GOV. 5/29/2001
H1149 SCHOOL POLICIES ON HARASSMENT OF EMP'S.	H	CONCURRED IN S/COM SUB
04-23-01, 05-16-01, 05-22-01		
H1160 HEALTH INS./UNIFORM PROVIDER CREDENTIALING.	H	CONCURRED IN S/COM SUB
04-24-01, 05-17-01		
H1324 AMEND RETIREMENT DEFINITIONS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 5/30/2001
05-29-01		
H1428 LOCAL OPTION TRANSFER TAX.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON FINANCE
S0007 ADD JUVENILE MEMBERS.	H	PLACED ON CAL FOR 5/30/2001
02-21-01, 05-23-01		
S0016 MUNICIPAL ELECTION BDS.	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
03-14-01, 05-14-01, 05-15-01		
S0071 SUSPENDED STUDENTS ASS'D TO ALTERNATIVE PROGRAMS	S	PRES. TO GOV. 5/29/2001
03-08-01, 03-13-01, 03-14-01, 03-15-01, 04-05-01, 05-21-01		
S0091 DEALER PLATE CHANGES.	H	PLACED ON CAL FOR 5/30/2001
04-17-01		
S0137 PRIVATE CORRECTIONAL OFFICERS.	HA	AMEND ADOPTED #4
	H	PASSED 3RD READING
03-06-01, 03-07-01, 04-12-01, 05-24-01, 05-29-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 5/30/2001
05-23-01		
S0236 HFA BONDS.	H	PLACED ON CAL FOR 5/30/2001
04-16-01		

S0257 UCC ARTICLE 9 AMENDMENTS.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
03-29-01, 05-29-01	
S0258 RESCISSION OFFER FILING PROCEDURE.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/30/2001
S0259 ABOLISH CHURCH BOND DEALER RESTRICTION.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/30/2001
S0277 COMMUNITY DEVELOPMENT EXEMPTION.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
03-15-01	
S0299 WORKERS COMP. FOR PICKUP FIREFIGHTERS.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/30/2001
04-04-01, 05-29-01	
S0311 HOUSING FINANCE AGENCY BONDS.	H PLACED ON CAL FOR 5/30/2001
S0318 INSURANCE PRODUCER LICENSING.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/30/2001
04-23-01, 05-29-01	
S0321 INSURANCE EXAM LAW AMENDMENTS.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/30/2001
04-23-01	
S0342 COUNTY BUILDING CODE REVISIONS.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
03-29-01, 05-29-01	
S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	S RATIFIED
05-22-01, 05-23-01	
S0397 GED CREDIT FOR INMATES.	H PASSED 2ND READING
03-27-01, 05-22-01	
S0466 WORKERS COMPENSATION AMENDMENTS.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
04-04-01, 04-05-01, 05-29-01	
S0716 POLL WORKER DISCHARGE.	S PRES. TO GOV. 5/29/2001
04-24-01, 05-03-01, 05-16-01	
S0719 TTA EMINENT DOMAIN.	H WITHDRAWN FROM CAL
	H RE-REF COM ON JUDICIARY I
04-12-01, 05-22-01	
S0731 TRANSPORTATION PLANNING.	S PRES. TO GOV. 5/29/2001
05-21-01	
S0759 RAIL TRANSPORTATION LIABILITY.	H PASSED 2ND & 3RD READING
04-23-01, 05-22-01	
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
04-24-01, 05-29-01	
S0801 FIREMEN REPORTING.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
04-19-01	
S0825 STATE HEALTH PLAN CONTRACT/EXEMPT APA.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 5/30/2001
04-19-01	

S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	HA	AMEND ADOPTED #1
	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON JUDICIARY III
04-23-01, 05-17-01, 05-29-01		
S0852 INSURANCE FOR PUBLIC WORKS PROJECTS.	S	PRES. TO GOV. 5/29/2001
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY II
04-24-01, 04-25-01		
S0876 DAY REPORTING CENTERS.	H	PLACED ON CAL FOR 5/30/2001
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.	H	POSTPONED TO 5/30/2001
04-16-01, 05-22-01		
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB.	H	PASSED 3RD READING
05-22-01		
S1002 CAMPAIGN FINANCE ENFORCEMENT.	H	REC FROM SENATE
	H	REF TO COM ON ELECTION LAW AND CAMPAIGN FINANCE REFORM
05-22-01		
S1005 THE APPROPRIATIONS ACT.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADPT & ENGROSS
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-28-01, 05-29-01		
S1056 FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES.	H	PLACED ON CAL FOR 5/30/2001
05-23-01		
S1101 CONFIRMATION UTILITY COMM. APPTS./EXEC. DIRECTOR	H	REC FROM SENATE
	H	REF TO COM ON PUBLIC UTILITIES

LOCAL BILLS

H0449 TROY ANNEXATION.	H	RATIFIED
04-24-01		
H0616 ATLANTIC BEACH ANNEXATION.	H	RATIFIED
04-19-01		
S0024 WEST NORMAN INCORPORATION.	H	REPTD WITHOUT PREJUDICE
	H	RE-REF COM ON FINANCE
03-05-01		
S0327 WILSON DEANNEXATION.	H	PASSED 2ND READING
04-18-01		
S0666 MONROE/BURLINGTON PROPERTY.	H	CONF COM APPOINTED
04-17-01, 05-16-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 137. PRIVATE CORRECTIONAL OFFICERS. Intro. 2/14/2001. House amendment makes the following changes to 4th edition. Provides that any private corporation described in Section 1 of this act shall without limit reimburse the state, its officers, employees, and agents, as well as any county or other law enforcement agency for the full cost of any expenses incurred by the state or the county or other law enforcement agency in connection with the pursuit and apprehension of an escaped inmate from the facility.

S 144. STREAMLINED SALES AND USE TAX AGREEMENT. Intro. 2/14/01. Senate committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 257. UCC ARTICLE 9 AMENDMENTS. Intro. 2/27/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 299. WORKERS COMP FOR PICKUP FIREFIGHTERS. Intro. 3/5/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 318. INSURANCE PRODUCER LICENSING. Intro. 3/5/01. House committee substitute makes the following changes to 2nd edition. Amends GS 58-33-31 to provide that individual applying for license has successfully passed any examinations required by GS 58-33-30(e) (was, has successfully passed the examinations for the kinds of insurance for which the person has applied). Makes stylistic change to GS 58-33-32. Makes technical change to GS 58-33-30(a). Amends GS 58-39-15(3) to provide that term "agent" has the meaning as set forth in GS 58-33-10, and includes limited representatives, limited line credit insurance producers, limited lines producers, insurance producers, and surplus lines licensees.

S 342. COUNTY BUILDING CODE REVISIONS. Intro. 3/6/2001. House committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 466. WORKERS' COMPENSATION AMENDMENTS. Intro. 3/15/01. House committee substitute makes the following changes to 3rd edition. Changes effective date of increased burial payments in absence of both dependents and next of kin to Oct. 1, 2001 (was, when act becomes law).

S 774. PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY. Intro. 4/2/01. House committee substitute makes the following changes to 2nd edition. Amends GS 132-1.1 to retitle section as "Confidential communications by legal counsel to public board or agency; State tax information; public enterprise billing information" and adds GS 132-1.1(c) to provide that billing information compiled and maintained by a city or county in connection with the ownership or operation of a public record is not a public record. Defines "billing information" as any record or information, in whatever form, compiled or maintained with respect to individual customers by any owner or operator of a public enterprise, as defined in GS 160A-311 and GS 153A-274, relating to services it provides or will provide to the customer.

S 833. POSSESSING FALSE ID TO GET LIQUOR. Intro. 4/3/01. House amendment makes the following changes to 3rd edition. Extends definition of "form of identification," possession or manufacture of which is illegal, to include cards issued by states other than North Carolina. Makes other technical changes.

S 1005. CURRENT OPERATIONS APPROPRIATIONS ACT OF 2001. Intro. 4/5/01. Senate committee substitute replaces the bill with the following:

Part I. Introduction and title of act.

Part II. Current Operations and Expansion – GENERAL FUND

	2001-2002	2002-2003
Education		
COMMUNITY COLLEGES SYSTEM	643,560,167	643,010,167
DEPARTMENT OF PUBLIC INSTRUCTION	5,893,107,574	5,930,005,558
UNIVERSITY OF NORTH CAROLINA BOARD OF GOVERNORS		
Appalachian State University	85,675,242	85,938,242
East Carolina University		
Academic Affairs	121,351,949	122,615,017
Health Affairs	46,304,621	46,304,621
Elizabeth City State University	21,763,052	21,763,052
Fayetteville State University	30,955,888	30,955,888

NC A & T University	59,833,778	59,833,778
NC Central University	44,621,691	44,621,691
NC School of the Arts	16,497,831	16,771,450
NC State University		
Academic Affairs	267,290,298	267,775,250
Agricultural Extension Service	37,526,948	37,526,948
Agricultural Research Service	47,967,114	47,940,998
UNC-Asheville	25,615,037	25,771,136
UNC-Chapel Hill		
Academic Affairs	201,509,167	202,018,681
Health Affairs	155,830,419	157,310,635
Area Health Education Centers	46,094,558	46,094,558
UNC-Charlotte	96,161,797	96,633,023
UNC-Greensboro	93,738,103	93,815,427
UNC-Pembroke	24,719,084	24,660,397
UNC-Wilmington	59,898,259	60,249,641
Western Carolina University	52,162,159	52,430,418
Winston-Salem State University	28,245,873	28,669,462
General Administration	42,937,551	43,932,975
University Institutional Programs	38,600,964	38,350,964
Related Educational Programs	103,637,912	103,637,912
NC School of Science and Math	11,487,156	11,839,342
UNC Health Care	40,587,322	40,587,322
Total	1,801,013,774	1,808,048,829
Health and Human Services		
DEPARTMENT OF HEALTH AND HUMAN SERVICES		
Office of the Secretary	41,441,585	44,074,849
Division of Aging	29,756,535	29,506,535
Division of Child Development	289,569,273	289,569,273
Division of Education Services	69,666,533	69,666,533
Division of Public Health	106,338,824	107,063,824
Division of Social Services	191,587,740	198,661,034
Division of Medical Assistance	1,984,704,074	2,243,993,097
Division of Medical Assistance-Health Choice	32,987,142	37,487,142
Division of Blind Services/Deaf	10,154,205	10,154,205
Division of Mental Health	583,450,916	559,014,250
Division of Facility Services	13,874,279	14,069,546
Division of Vocational Rehabilitation	42,768,956	42,148,689
Total	3,396,300,062	3,645,408,977
Natural and Economic Resources		
DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES	55,545,270	55,194,468
DEPARTMENT OF COMMERCE		
Commerce	45,509,011	44,428,369
Commerce State-Aid	7,500,000	5,200,000
NC Biotechnology Center	5,270,468	6,270,468
Rural Economic Development Center	4,470,777	5,470,471

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES		
Environment and Natural Resources	159,293,994	158,821,667
Clean Water Management Trust Fund	40,000,000	70,000,000
OFFICE OF THE GOVERNOR-Housing Finance Agency	5,300,000	5,300,000
DEPARTMENT OF LABOR	16,023,147	15,992,906
Justice and Public Safety		
DEPARTMENT OF CORRECTION	927,428,368	939,786,036
DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY	35,300,144	0
JUDICIAL DEPARTMENT	305,092,577	305,015,376
JUDICIAL DEPARTMENT-Indigent Defense	70,007,423	70,007,423
DEPARTMENT OF JUSTICE	73,777,373	82,432,277
DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION	140,631,495	142,079,708
General Government		
DEPARTMENT OF ADMINISTRATION	59,877,776	75,263,823
OFFICE OF ADMINISTRATIVE HEARINGS	2,835,447	2,835,447
DEPARTMENT OF STATE AUDITOR	11,864,673	11,864,673
OFFICE OF STATE CONTROLLER	11,523,868	11,523,868
DEPARTMENT OF CULTURAL RESOURCES		
Cultural Resources	59,477,419	59,477,419
Roanoke Island Commission	1,859,463	1,859,463
STATE BOARD OF ELECTIONS	3,186,269	3,186,269
GENERAL ASSEMBLY	39,553,848	39,553,848
OFFICE OF THE GOVERNOR		
Office of the Governor	5,442,905	5,442,905
Office of State Budget and Management	5,130,255	4,839,125
Mapping and Surveying	0	0
Reserve for Special Appropriations	3,480,000	3,080,000
department of insurance		
Insurance	23,129,288	23,129,288
Insurance-Volunteer Safety Workers' Compensation	1,500,000	4,500,000
office of lieutenant governor	669,545	669,545
department of revenue	75,228,760	75,219,160
rules review commission	325,795	325,795
department of secretary of state	8,643,292	8,643,292
department of state treasurer		
State Treasurer	7,641,817	7,641,817
Retirement for Fire and Rescue Squad Workers	10,301,897	12,379,780
Transportation		
DEPARTMENT OF TRANSPORTATION	11,690,709	13,393,341
Reserves, Debt Service, and Adjustments		
CONTINGENCY AND EMERGENCY	5,000,000	5,000,000
RESERVE FOR COMPENSATION INCREASES	186,942,000	186,942,000
RESERVE FOR SALARY ADJUSTMENTS	500,000	500,000

RESERVE FOR STATE HEALTH PLAN	150,000,000	200,000,000
TEACHERS' AND STATE EMPLOYEES' RETIREMENT RATE ADJUSTMENT	(251,761,770)	(251,761,770)
CONSOLIDATED JUDICIAL RETIREMENT RATE ADJUSTMENT	(2,345,000)	(2,345,000)
HURRICANE FLOYD RESERVE FUND	304,853,740	135,629,172
RESERVE TO IMPLEMENT HIPAA	30,000,000	
INFORMATION TECHNOLOGY RATE ADJUSTMENT	(11,000,000)	(11,000,000)
PAYROLL TURNOVER ADJUSTMENT	(37,300,000)	(37,300,000)
GENERAL DEBT SERVICE	275,120,390	352,266,860
FEDERAL REIMBURSEMENT	1,155,948	1,155,948
Grand Total Current Operations-General Fund	14,619,659,896	14,844,888,706

Budget Reform Statement	($ Millions)	($Millions)
Unappropriated balance	0	
Revenue collections in 2000-2001 in excess of authorized estimates	0	
Unexpended appropriations during 2000-2001	0	
Beginning Unreserved Credit Balance	0	
Revenues Existing Tax Structure	13,473.8	14,451.2
Non-tax revenues		
Investment Income	152.0	167.0
Judicial Fees	109.5	111.7
Disproportionate Share	107.0	107.0
Insurance	43.9	45.8
Other Non-Tax Revenues	110.0	111.2
Highway Trust Fund Transfer	170.0	170.0
Highway Fund Transfer	14.0	15.3
Subtotal	14,180.7	15,179.2
Other Adjustments		
NC Railroad Repayment	19.0	
Enhanced Dep't of Revenue Collections	18.0	18.0
Butner Assessment	0.3	0.5
IRC Conformity Adjustment	(3.4)	(3.8)
Closure of Tax Loopholes	190.8	232.9
Tax Withholding Acceleration	66.1	2.0
Transfers from Various Funds	447.0	
Court Fees Adjustment for State Bar	(1.7)	(1.7)
Transfer to Savings Reserve Account	(164.2)	
Subtotal	571.9	247.9
Total General Fund Availability	14,752.6	15,427.1

Nineteen million of NC Railroad Co. dividends shall be applied to increase the capital of the co., reduce certain obligations, and be deposited in the General Fund. Balance of the Hurricane Floyd Reserve Fund established pursuant to SL 1999-463 shall be transferred to the General Fund on July 1, 200. Balances in the following funds shall be transferred to the State Controller to support General Fund appropriations:

Dep't of Ag And Consumer Services (Warehouse Investment Fund) $ 500,000

Dep't NER (Sleep Products, Air Permits, Sedimentation Fees, Land Env Controls, Dam Safety Account, Inactive Hazardous Sites Cleanup, Emergency Response Fund, Water Permits, WW Treatment Maintenance & Repair, Lab Certification Fees, Well Construction Fund, 1,409,318

Oil Pollution Control)

Dep't of Commerce (International Trade Show Fund)	75,000
Dep't of Correction (Inmate Canteen/Welfare Fund)	380,000

Effective Oct. 2, 2001, $1,200,000 shall be transferred from Dep't of Administration's Motor Fleet Management Fund to the Controller to support General Fund appropriations for 2001-2002. Effective April 1, 2002, $2,000,000 shall be transferred from the Motor Fleet Management Fund to the Controller for the same purpose.

Effective July 1, 2001, the transfer from the Dep't of Correction's Prison Enterprise Fund shall be increased by $1,000,000 for 2001-2002. Effective July 1, 2002, the transfer shall be increased by $500,000 for 2002-2003 and subsequent fiscal years.

For 2001-2002 fiscal year, funds shall not be reserved to the Savings Reserve Account, and the Controller shall not transfer funds from the unreserved credit balance to the Savings Reserve Account on June 30, 2001. Of the funds in the Savings Reserve Account on July 1, 2001, $1,901,501 for each fiscal year shall be used to support the Martin County Child Support Call Center and $600,000 for each fiscal year shall be used to support the State Maternity Home Fund.

Part III. Current Operations and Expansion--Highway Fund

	2001-2002	2002-2003
Transportation Administration	69,195,895	69,195,895
Transportation Operations	28,801,650	28,801,650
Transportation Programs		
State Construction		
Primary Construction	0	0
Secondary Construction	87,462,000	89,387,000
Urban Construction	14,000,000	14,000,000
Access	2,000,000	2,000,000
Contingency	15,000,000	10,000,000
Spot Safety	9,100,000	9,100,000
State Funds to Match Federal Highway Aid	5,212,266	5,212,266
Maintenance	580,878,337	573,855,366
Ferry Operations	19,747,132	19,747,132
Asphalt Plant/OSHA	425,000	425,000
Capital	1,634,000	
Aid to Municipalities	87,462,000	89,387,000
Rail	31,575,000	10,575,000
Public Transit	64,460,834	64,460,834
Airports	5,000,000	
Governor's Highway Safety	0	0
Transportation Regulation	98,938,931	98,346,612
Reserves and Transfers	198,246,955	202,820,508
Grand Total Current Operations and Expansion	1,319,140,000	1,287,314,263

Highway Fund Budget Reform Statement

Beginning Credit Balance	14,860,000	
Estimated Revenue	1,303,280,000	1,311,720,000
Transfer of Cash from Reserve Funds	1,000,000	
Total Highway Fund Availability	1,319,140,000	1,311,720,000

Part IV. Highway Trust Fund

Intrastate System	464,295,516	489,403,290
Secondary Roads	83,827,858	87,445,392

Urban Loops	187,741,771	197,894,308
Aid to Municipalities	48,715,429	51,349,821
Program Administration	34,142,426	36,181,189
Transfer to General Fund	170,000,000	170,000,000
Grand Total Current Operations and Expansion	988,723,000	1,032,274,000

Part V. Block Grants

Appropriates federal block grant funds to DHHS for the fiscal year ending June 30, 2002, according to the following schedule:

Community Services	$ 15,639,392
Social Services	53,888,298
Low-Income Energy	20,093,896
Mental Health	9,855,277
Substance Abuse Prevention/Treatment	36,455,601
Child Care and Development	248,828,500
Temporary Assistance to Needy Families	373,110,978
Maternal and Child Health	16,928,823
Preventive Health Services	5,040,057

Contains provisions regarding availability of federal funds and use of block grant funds. Of funds allocated for Rape Prevention and Education, 25% shall be allocated as grants to nonprofit organizations for programs in middle, junior high, and high schools Directs Div. of Social Services to continue to evaluate Work First program. Directs DHHS to review the Intensive Family Preservation Services Program to implement initiatives that increase the program's effectiveness. Directs DHHS, Div. of Social Services and Div. of MH/DD/SAS, to report the progress on improving regional residential programs for women with children to the Senate and House appropriations committees on health and human services by Oct. 1, 2001, and March 1, 2002. Directs DHHS to plan an outcome-based evaluation of adolescent pregnancy prevention programs. Directs DHHs to implement a program to award grants to community-based programs that demonstrate the ability to work with other groups and agencies to support the child and family.

Appropriates federal block grant funds to DNER for the fiscal year ending June 30, 2002, according to the following schedule:

Community Development	$45,000,000

Contains provisions on availability of federal funds and use of funds. Directs Dep't of Commerce to study the development of a training program designed to provide a minimum level of knowledge and skills for Community Development Block Grant Administrators. In conducting the study, the dep't shall consult the NC League of Municipalities, the NC Association of County Commissioners, the NC Community Development Ass'n, and the Institute of Government. Dep't shall report its findings to the House and Senate Appropriations Subcommittees on Natural and Economic Resources and the Fiscal Research Division by Feb. 1, 2002.

PART VI. GENERAL PROVISIONS

Contingency and Emergency Fund Allocations. Appropriates $5 million in 2001-2002 and $5 million in 2002-2003 to the Contingency and Emergency Fund, allocated as follows: $3,875,000 in each year for unanticipated disasters; $900,000 in each year for either unanticipated disasters, court awards, or unanticipated federal match requirements; and $225,000 each year for these or other contingency purposes. Bars use of Contingency and Emergency Funds for office space leases other than for unanticipated disasters, court awards, or unanticipated federal match requirements.

Authorized Transfers from Salary Adjustment Reserves. Allows Director of Budget, after reporting to the Fiscal Research Division, to use salary reserve funds to adjust salaries for recruitment and retention of state employees when individual salary adjustment operating funds are unavailable.

Expenditures of Funds in Reserves Limited. Restricts use of reserve funds to their original purpose.

State Money Recipients/Conflict of Interest Policy. Continues requirement that nonprofits that receive state funds must file a conflict of interest policy.

Disbursements to Nonprofits. Amends GS 143-26 to provide that disbursements of or under $100,000 to nonprofits shall be paid in a single annual payment. Larger disbursements may still be made quarterly or monthly.

Budgeting of Pilot Programs. Requires separate line item budgeting and treatment as expansion items of experimental, model or pilot programs.

Appropriations Efficiency Study. Directs the Senate and House Appropriations Committees to meet at least one a month during the interim to study State agencies and seek efficiencies, in conjunction with the Governor's Efficiency Commission.

Limitations on Agency Legislative Liaison. Amends GS 120-47.12 to bar principal state departments from hiring lobbyists and from designating more than two persons as lobbyists.

Reserve to Implement the Health Insurance Portability and Accountability Act (HIPAA). Appropriates $30 million as a reserve in the Office of State Budget and Management to implement HIPAA. Requires development of a strategic plan for HIPAA implementation with a report by Oct. 1, 2001.

Limitations on Use of State Aircraft. Bars use of state-owned airplane or helicopter to transport any board or commission member to a meeting, other than elected officials serving by virtue of their office.

Attorney General Reporting of Pending Lawsuits. Amends GS 114-2.6 to require two annual written reports to the legislature on the status of all pending lawsuits against the state. Requires further report within 30 days of a final judgment that orders the State to pay $1 million or more.

Private License Plates on Publicly-owned Motor Vehicles. Specifies the agencies (investigators and law enforcement officials) permitted to use private license tags on state vehicles. Amends GS 14-250 and 20-39 accordingly and defines "private," "confidential" and "fictitious" license plates. Amends GS 20-56 to establish more stringent tests for identifying and verifying registrants who receive private license tags for State vehicles. Requires annual report by Division of Motor Vehicles to legislature on compliance with these restrictions.

Payroll Turnover Adjustment. States purpose and directs implementation of 2% reduction in wage and salary appropriations for State agencies other than public schools, community colleges and state colleges and universities.

Extend the Commission to Address Smart Growth, Growth Management, and Development Issues. Amends S.L. 1999-237 (establishing Smart Growth Comm'n) to extend the date of the final report to October 1, 2001 (was, Jan. 15, 2001).

PART VII. DEPARTMENT OF ADMINISTRATION

Veteran's Scholarship Program. Amends GS 165-20 to add to the definition of "child" an in-state domicile and residency requirement

Modifications to the State Employee Incentive Bonus Program. Effective July 1, 2001, amends GS 143-340(1) to add Sec'y of Administration as ex officio member of all program committees and to direct Sec'y to designate an executive sec'y to administer the program. Amends GS 143-345.20 to broaden the definition of agencies eligible to participate. Amends GS 143-345.21 to extend period of implementation over which savings are measured, to delay payment of savings, and to specify handling of reserve funds. Amends GS 143-345.22 to spread payment of suggestion awards to include Dep't of Administration and Office of State Personnel. Amends GS 143-345.23 to require agency coordinators to report suggestions within 180 days and to require agency evaluators to review suggestions within 90 days. Amends GS 143-345.25 to require all intellectual property rights related to submitted suggestions to be assigned to the State and to direct Office of State Personnel to establish a policy on intellectual property rights by Jan. 1, 2002.

Study of Motor Fleet Management. Directs Office of State Budget and Management to study operations of State motor fleet management and consider privatizing it, with a report due to the 2002 Regular Session of the General Assembly.

Motor Pool Operations and Assignment of Vehicles. Amends GS 143-341 to extend time of replacement of State vehicles to 110,000 miles (was, 90,000 miles) and to require consideration of economic suitability and cost-effectiveness in assignment of motor vehicles. Further restricts assignment of law enforcement vehicles to agencies with statutory pursuit authority.

Plan for Privatization of State Capitol Police. Directs Dep't of Administration to develop a plan for privatizing the State Capitol Police and to report on the plan by Jan. 1, 2002 to the legislature.

Transfer Board of Science and Technology. Transfers N.C. Bd. of Science and Technology (GS 143B-426.30) from the Dep't of Administration to the Dep't of Commerce.

PART VIII. OFFICE OF ADMINISTRATIVE HEARINGS

Reclassification of Positions. Directs OAH to reclassify positions in accordance with a report of the Office of State Personnel submitted to the legislature on Jan. 30, 2001.

PART IX. OFFICE OF THE STATE AUDITOR

Electronic Distribution of Auditor's Report. Amends GS 147-64.6(c) to permit audit report distribution in electronic form.

PART X. OFFICE OF THE STATE CONTROLLER

Overpayments Audit. Directs handling of receipts from collections on agency overpayments, including use of $200,000 of such funds by the State Controller for data processing, debt collection or e-commerce costs and transfer of balance to General Fund for appropriation.

PART XI. DEPARTMENT OF CULTURAL RESOURCES

Completion of the Information Technology Expansion Project and the Information Resource Management Commission Project Certification. Directs Dep't of Cultural Resources to use $50,000 of appropriate funds to complete project as title indicates. Bars Dep't from spending further funds for information technology expansion prior to review of the IRMC Project Certification by the legislature. Requires presentation of IRMC Project Certification results to legislature by Dec. 31, 2001.

PART XII. OFFICE OF THE GOVERNOR

Advisory Commission on Military Affairs. Substantially identical to H 1382, introduced 4/26/01, with expansion of voting members to include six appointed by the legislative leadership along with the original fifteen Governor's appointments, as well as one new ex officio member, the Sec'y of Crime Control and Public Safety. Also designates the Governor's Military Advisor as the administrative head of the Comm'n.

Eliminate State Planning Unit and Rename Budget Office. Repeals GS 143-10.3, 143-10.4, 143-10.5 and 143-10.6 (performance planning and budgeting requirements for state agencies). Renames "Office of State Budget, Planning and Management" as "Office of State Budget and Management."

Transfer the Center for Geographic Information Analysis/Geodetic Survey and the Statewide Floodplain Mapping Unit. Transfers CGIA and Geodetic Survey to the Dep't of Environment and Natural Resources, Division of Land Resources. Transfers Statewide Flood Mapping Unit to the Dep't of Crime Control and Public Safety.

PART XIII. OFFICE OF STATE PERSONNEL

Abolish Office of State Personnel Prepare Program. Abolishes the PREPARE program in the Office of State Personnel and encourages Dep't of State Treasurer to include the model of the PREPARE program in its current delivery of retirement services

PART XIV. GENERAL GOVERNMENT

Use of Internet for Agency Publications. Directs the Office of the Governor, Office of the Lieutenant Governor, Office of State Budget and Management, the Board of Elections, the Dep't of Insurance, the Office of the Secretary of State, the Office of the Treasurer, the Office of Administrative Hearings, the Office of the State Controller, the Dep't of Cultural Resources, the General Assembly, the Office of State Personnel, the Dep't of Revenue, and the Rules Review Comm'n to review printing and publication schedules and develop a plan to distribute agency information electronically. Requires each agency to submit a written report to the Fiscal Research Division by April 1, 2002.

XV. INFORMATION TECHNOLOGY

State Intellectual Property Assets/Nongovernmental Organizations. Amends GS 66 to add a new Article, State Intellectual Property Assets, effective for state intellectual property assets developed after this act becomes law. Defines "intellectual property" to include patentable materials (other than software and including novel plants) and copyrighted materials (whether or not registered, and possibly including software). For state employees other than university and community college employees, directs that intellectual property developed within the scope of employment shall be the property of the state. For local government employees, including public school personnel, directs that intellectual property developed within the scope of employment shall be the property of the local government or school administrative unit. Authorizes state to hold a security interest in royalties from intellectual property developed using state or local funds or facilities, as provided by an express agreement. Authorizes the Governor to set policies to implement the section. Directs university, constituent institutions and community college systems to adopt and revise intellectual property and inventor guidelines. Directs Dep't of Public Instruction to adopt and revise guidelines for local school administrative units. Directs governing boards of each unit of local government to adopt and revise guidelines for employees and contractors.

Amends GS 55A to prohibit NC nonprofit corporations from distributing or transferring assets arising from intellectual property developed with funding from state or local government. Adds conflict of interest transactions under GS 55A-8-31 and GS 55A-8-42 for directors and officers of NC nonprofit corporations who receive assets

or benefits or employment based on money from intellectual property assets developed with State or local funds. Provides enforcement provisions.

Security Standards for State Information Technology. Amends GS 147-33.81 to add "security goods and services" to definition of "information technology" and to add a definition of "state agency." Amends GS 147-33.82 to add power of State Chief Information Officer to set security standards. Requires State Chief Information Officer approval of all information technology security purchased with state funds or for use by state agencies or in state facilities, provided that the legislative and judicial branches and educational institutions may set their own security standards at least as high as those set by the State CIO, with certification of the standards by the State CIO. Sets out process for review and approval of information security standards. Protects information provided by state agencies to the State CIO under these provisions from disclosure under the Public Records Act. Requires State Auditor to assess, confirm and report on information security practices.

Executive Budget Act Information Technology Provisions. Adds new GS 143-6(b2) to require state agencies seeking state funding of $100,000 or more for information technology acquisition or maintenance to submit to the State CIO a statement of needs and to submit a certification from the State CIO of consistency with Article 3D of GS 147. Amends GS 143-7 to require budget codes to allow analysis of information technology funding and expenditures.

Office of State Controller to Establish Accounts for Computer Networking/Telecommunications Service Billing for State Agencies. Directs Offices of State Controller, State Budget and Management and Information Technology Services to adopt a common definition for computer networking costs by Sept. 1, 2001. Directs Office of Information Technology Services to give state agencies detailed information on cost of ITS services and to implement billing reforms by Oct. 1, 2001. Directs Office of State Controller to establish separate accounts to capture networking costs by Dec. 1, 2001.

Study State Agency Use of Contractors for Information Technology. Directs study of use of information technology contractors and separate accounting for information technology contract services. Study participants include Office of State Personnel, Office of Information Technology Services, Office of State Budget and Management, and Office of State Controller. Study group to report by Dec. 1, 2001, to legislature.

E-procurement/procurement Card Program. Repeals sec. 20.3 of SL 1998-212, sec. 24 of SL 1999-237, and sec. 21.3 of SL 2000-67 (procurement pilot program). Amends GS 143-48.3 to direct Dep't of Administration to establish and maintain an electronic procurement card program for State agencies and local schools. Once procurement card program is in place, requires agencies other than the University of North Carolina and UNC Health Care to issue procurement orders over $250 electronically, with threshold subject to revision by the Sec'y of Administration. Authorizes University of North Carolina and UNC Health Care to use electronic procurement cards provided by the Dep't of Administration or an independent provider.

N.C. Information Highway Sites. Appropriates $3,024,185 for 2001-2002 to fund Information Highway sites that received funding in the 2000-2001 fiscal year. Directs joint appropriations committees to review use of the Information Highway and recommend future funding beyond 2001-2002.

Reduction in Expenditures Based on ITS Rate Reductions. Directs Office of State Budget and Management to reduce agency expenditure accounts for telephone, telecommunications and data services by $11 million based on a reduction in rates for services provided by the Office of Information Technology Services.

PART XVI. HOUSING FINANCE AGENCY

Home Program Matching Funds. Directs funds appropriated for the federal HOME program to be used to match federal HOME program funds, giving priority first to projects located in Enterprise Tier One, Two and Three counties (GS 105-129.3), and second to projects that benefit persons and families with incomes 50% or less of the median family income for the local area. Requires annual report to the legislature on status of the HOME program. Eliminates reversion of federal HOME program matching funds on June 30, 2002, and 2003, but prohibits use of appropriate matching funds if federal match requirement is eliminated for a given year.

PART XVII. DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Authorize Promotion of NC Farm Products at Rest Areas and Welcome Centers. Amends art. 6D of GS 136 to authorize promotional materials and free samples of N.C. farm products as title indicates.

Transfer Rural Rehabilitation Corporation to Agricultural Finance Authority. Amends GS 143A-63 to change transfer of Rural Rehabilitation Corporation from Type II to Type I transfer, and requires report to legislature by Jan. 15, 2002, on the status of the transfer.

Farmland Preservation Funds. Appropriates $250,000 to the Dep't of Agriculture and Consumer Services for the Farmland Preservation Trust Fund under GS 106-744.

PART XVIII. DEPARTMENT OF LABOR

Labor Department/Elevator Inspection Fee Receipts. Provides that if S 897 or H 1057 of the 2001 General Assembly becomes law, the Dep't of Labor shall allocate increased elevator and amusement device inspection fee receipts to support the Elevator and Amusement Device Bureau, with corresponding reductions in appropriations to the Dep't.

PART XIX. DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Statewide Beaver Damage Control Program Funds. Directs $500,000 of funds appropriated to the Wildlife Resource Comm'n for fiscal years 2001-2002 and 2002-2003 to be used for State share of beaver damage control under GS 113-291.10, provided at least $25,000 in federal funds is available each fiscal year for the federal share.

Grassroots Science Program. Directs $3,004,520 of funds appropriated to Dep't of Environment and Natural Resources for fiscal years 2001-2002 and 2002-2003 for the Grassroots Science Program to be spent as grants-in-aid for specified facilities.

Terms for Members of the North Carolina Parks and Recreation Authority. Amends GS 143B-313.2(b) to extend terms to three years (were two years) and to require one year waiting period after expiration of second consecutive term before a member is eligible for reappointment. Adjusts staggering of terms to match new three year length.

Receipts for NC Zoological Park Admission Fee Increase to be Used for Marketing Purposes. Authorizes, with approval of Sec'y of Dep't, use of up to $400,000 in receipts for fiscal years 2001-2002 and 2002-2003 from increased admission fees at the zoo for marketing activities.

North Carolina Water Quality Workgroup Initiative/Rivernet Monitoring System Pilot Program/Research Funds. Amends GS 143-215.8D to require Dep't and North Carolina State University to establish a collaborative workgroup to identify databases that can be used for formulate public policy regarding water quality, identify data gaps. and set priorities for filling data gaps. Requires the workgroup to maintain a web-based water quality data distribution site that continuously monitors water quality and nutrient parameters and that provides notice when monitors exceed defined limits.

Continue One-Stop Permit Assistance Pilot Program. Directs Dep't to continue the one-stop environmental permit application pilot project established under sec. 13.7 of SL 2000-67 during the 2001-2003 biennium. States intent to expand pilot program to a statewide program if resources are available. Requires reports in 2002 and 2003 regarding results of the pilot project with specified measures for permit actions. Authorizes temporary rules.

Division of Radiation Protection Self-Sufficiency Plan. Directs Dep't to develop a plan to make the Division of Radiation Protection self-supporting within two years and to report to the Natural and Economic Resources appropriations committees by Jan. 15. 2002

DENR to Study Feasibility of Transferring Sedimentation Program to Local Governments. Directs Dep't to conduct study as title indicates and to report to the Natural and Economic Resources appropriations committees by April 1, 2002.

Submerged Lands Programs/Secretary Designate Program Manager. Directs Sec'y of Dep't to designate from existing staff a position to be responsible for managing the Submerged Lands Program. Requires report by Aug 1, 2001, to the cochairs of the Natural and Economic Resources appropriations committees on the position that will manage the program.

DENR Reclassification of Senior Field Officer Positions Report. Requires Dep't to report to the legislature by Oct. 1, 2001, on reclassification of the senior field officers positions as directed by sec. 26.12 of SL 1995-324, explaining the duties and benefits of the positions.

DENR Study of Environmental Permitting Process. Directs Dep't to study permitting by Division of Water Quality; under Coastal Area Management Act; and for sedimentation and erosion control plans, describing several parameters on numbers, time frames and staffing, with a report provided to appropriations cochairs on ways to improve, expedite or simplify the permitting process by March 10, 2002.

PART XX. DEPARTMENT OF COMMERCE

Tourism Promotion Funds. Directs Dep't to allocate appropriations for tourism grants according to need based on per capita income, unemployment, and population growth, with the neediest twenty counties receiving at most $7,500 for each fiscal year, provided funds are matched with $1 local to $4 state; the next thirty counties receiving at most $3,500 for two of the three fiscal years, provided funds are matched with $1 local to $3 state; and the remaining fifty counties receiving at most $3,500 for alternative fiscal years, matched $4 local to $1 state.

Wanchese Seafood Industrial Park Funds/Oregon Inlet Funds. Allocates $127,870 for fiscal 2001-2002 and 2002-2003 of funds appropriated to Dep't for operations, maintenance, repair and capital improvements at

Wanchese Seafood Industrial Park. Funds appropriated to Dep't for Oregon Inlet Project for 2000-2001 shall not revert, but remain available for legal costs associated with the project.

Industrial Recruitment Competitive Fund. Authorizes ongoing use of Industrial Recruitment Funds pursuant to guidelines and procedures adopted by the Governor. Requires report to the legislature on or before Oct. 1, 2001, on the use of such funds.

Abolish Center for Entrepreneurship and Technology. Effective July 1, 2001, abolishes Center in Dep't as title indicates.

Commerce Study/Consolidate Business and Industry Division Regional Offices and Regional Economic Development Commissions. Directs Dep't to study feasibility of consolidation as title indicates. Prescribes certain analytic tasks in the study. Requires report to legislature by Jan. 15, 2002.

Worker Training Trust Fund Appropriations. Appropriates $5,930,016 from Worker Training Trust Fund to Dep't of Commerce for 2001-2002 for operation of local Employment Services and Workforce Development offices. Notwithstanding GS 96-50(f), appropriates from Worker Trust Fund for 2001-2002: to N.C. Community Colleges System Office, $2,166,047 for New and Expanded Industry Training Program, $941,760 for customized training of the unemployed and working poor, $1,644,312 for the Focused Industrial Training Program, and $376,704 for a training program in entrepreneurial skills to be operated by NC REAL Enterprises; to Dep't, $211,896 for the State Occupational Information Coordinating Committee to develop and operate an interagency system to track former participants in state education and training programs, and $56,506 to maintain compliance with the Common Follow-Up Management Information System; to Dep't of Labor, $941,760 to continue the Apprenticeship Program.

Biotechnology Center. Directs N.C. Biotechnology Center to recapture funds spent in support of successful for-profit research and development efforts. Requires reports to legislature in 2002 and 2003 on activities and expenditures, along with audited financial statements.

Biotechnology Center/Technological Development Authority, Inc. Profit Sharing with State. Requires N.C. Biotechnology Center and N.C. Technological Development Authority, Inc to enter a memorandum of understanding with the N.C. Attorney General's Office, prior to receiving state disbursements, which governs profit sharing. Requires submission of proposed profit sharing agreement to the legislature by Jan. 15, 2002, and execution within 30 days after it is presented to the legislature.

N.C. Technological Development Authority, Inc. Reporting Requirements. Requires Technological Development Authority, Inc. to report by Jan. 15, 2002, to the legislature on activities and expenditures and to provide audited financial statements. Bars release of fourth quarter allotments to Authority until reporting requirements are satisfied.

Regional Economic Development Commission Allocations. Prescribes formula based on enterprise factors for distributing funds appropriated to the Regional Economic Development Commissions as well as interest on funds previously appropriated for the Global Transpark.

Regional Commission Reports. Requires reports by each regional economic development commission in 2002 and 2003 to the legislature and Dep't.

Council of Government Funds. Directs $935,000 for 2001-2002 and 2002-2003 to the regional council of governments and lead regional organizations. Specifies criteria for allocation of funds based on city size. Requires reports by each council of government to the legislature in 2002 and 2003, including audited financial statements.

Global Transpark Development Commission Membership Changes. Amends GS 158-35(a) to allow removal of members of the Commission by majority vote of the Commission if the member does not attend at least three-quarters of the regular meetings in any 12-month period, other than for excused absences.

Nonprofit reporting Requirements. Requires reports to the legislature in 2002 and 2003 as well as audited financial statements from the N.C. Institute for Minority Economic Development, Inc., Land Loss Prevention Project, N.C. Coalition of Farm and Rural Families, Inc., N.C. Minority Support Center, N.C. Community Development Initiative, Inc., N.C. Assoc. of Community Development Corporations, Inc., Partnership for the Sounds, Inc., and N.C. REAL Enterprises. Restricts disbursements to these entities until reporting requirements are met.

Rural Economic Development Center. Allocates $1,818,471 for 2001-2002 and 2002-2003 from funds appropriated to Rural Center for Research and Demonstration Grants, Center administration, Clean Water/Natural Gas Bond administration, administration of Supplemental Funding Program, and administration of Capacity Building Assistance program. Requires reports to Office of State Budget and Management on budget and personnel issues as provided by state agencies. Limits to 50% the use of interest on appropriated funds for Center administration. Defines "community development corporations" and specifies use of $3,252,000 for 2001-

2002 and 2002-2003 for community development corporation grants for minority communities ($1,124,000 in each year), Microenterprise Loan Program ($234,000 in each year), supplemental funding for water, sewer and other economic development projects in distressed areas ($1,644,000 in each year), and Agricultural Advancement Consortium ($250,000 in each year). Directs reduction in appropriations to the Rural Center for 2001-2002 by $999,694 to be compensated by use of cash balances in Child Care Loan Fund and other cash reserves on hand. Requires reports in 2002 and 2003 and audited financial statements from the Rural Center.

Opportunities Industrialization Center Funds. Directs $400,000 for 2001-2002 and 2002-2003 from funds appropriated to the Rural Economic Development Center for Opportunities Industrialization Centers in specified locations. Requires reports and audited financial statements from these OICs.

XXI. DEPARTMENT OF HEALTH AND HUMAN SERVICES.

DHHS Regional Offices. Requires Dep't to consolidate and reduce its regional, district, field and satellite offices throughout the State, no later than June 30, 2002, and to report on this consolidation to the legislature by Jan. 1, 2002, and July 1, 2002.

Centralize Criminal Record Check Functions. Directs Dep't to centralize all activities relating to coordination and processing of criminal record checks required by law and report to the legislature no later than Jan. 1, 2002.

Prescription Drug Assistance Program Management. Directs Dep't to implement recommendations of the "North Carolina Medicaid Benefit Study" (May 1, 2001) pertaining to dispensing of generic drugs and inventories of prescription drugs. Further directs Dep't to consider other drug utilization management activities for all prescription drug assistance programs and to report back to the legislature by Jan. 1, 2002.

Toll-free Phone Line Inventory and Consolidation. Directs Dep't to determine feasibility of combining all Dep't-operated and contracted toll-free phone lines, following an inventory of such lines and an evaluation of potential savings. Requires report on feasibility study to legislature by Oct. 1, 2001, with a final report by April 1, 2002.

Coordination of Access to Pharmaceutical Company Prescription Drug Programs. Allocates $200,000 in 2001-2002 and 2002-2003 from appropriated funds to assistance of eligible individuals in obtaining free or nominal cost prescription drugs through a central location that maintains eligibility information. Requires reports on Oct. 1, 2001, April 1, 2002, and Oct. 1, 2002, to legislature on progress.

Adult Care Home Reimbursement Rates Implementation. Directs Dep't to implement all the recommendations in the March 2001 performance audit report, "Adult Care Home Reimbursement Rates," except the recommendation on review of rate methodology for adult care homes, no later than July 1, 2002. Requires Div'n of Fiscal Research and Dep't to issue a request for proposal and contract with an independent consultant to develop a new rate methodology, with a final report form the consultant due by June 1, 2002 to the legislature

Long Term Care Continuum of Care. Requires Dep't to develop a system of long-term care for elderly and disabled individuals and families that provides a continuum of care, including specified services and system characteristics. Permits implementation with approval of Office of State Budget and Management of the initial phase of a supporting data system. Requires report to legislature by April 15, 2002.

Recodification of Administrative Rules. Authorizes Codifier of Rules to continue reorganization of Titles 10 and 15A of the N.C. Administrative Code in light of the reorganizations of Dep't and the Dep't of Environment and Natural Resources, without having to go through the rulemaking process to make changes.

Transfer of Certain Funds Authorized. Amends 143-23.3 to give flexibility to Director of Budget to transfer funds between programs at the local level.

Physician Services. With approval of Office of State Budget and Management, permits use of appropriated funds for across-the-board salary increases and performance pay to offset increased contracting costs in the Division of Mental Health, Developmental Disabilities and Substance Abuse Services.

Eliminate Joint Legislative Public Assistance Commission. Repeals GS 120-225 as title indicates and makes conforming changes in statutes that reference the Comm'n.

Establish Office of Policy and Planning. Directs Dep't to establish an Office of Policy and Planning within the Office of the Secretary of the Dep't with specified reporting and responsibilities. Requires report to legislature on implementation by Jan. 1, 2002.

Transfer Power and Duties of the Child Care Commission to the Social Services Commission and Abolish the Child Care Commission. As title indicates.

County Health and Human Services Budget Guidance. Amends GS 108A-88 to add county commissioners, county manager, and director of public health to the individuals notified of the estimate of funds available to each county for public assistance and social services, and adds public health funds to the list required to be estimated.

Information Technology Project Contracts. Authorizes Dep't to establish special time-limited positions in Div'n of Information Research Management for an information technology project to implement the Health Insurance

Portability and Accountability Act of 1996 (HIPAA). Positions established in this manner may commence no earlier than July 1, 2001 and expire June 30, 2003.

Use of Savings Realized from Elimination of Positions. Requires savings in non-State funds from elimination of Dep't positions to be reallocated for direct services in the program where the position was eliminated, except where State funds are used to draw down federal funds.

Intervention Services Unit. Creates unit as title indicates in Office of the Secretary of the Dep't, responsible for planning, analysis and coordination of early intervention efforts

Medicaid Program. Prescribes schedule of services and payment bases for Medicaid payments for Hospital-Inpatient (as established in Dep't plan); Hospital-Outpatient (80%); Nursing Facilities (Dep't plan); Intermediate Care Facilities for the Mentally Retarded (Dep't plan); Drugs (as allowed under federal regulations plus a professional services fee of $4 per prescription, for up to six prescriptions per month); Physicians, Chiropractors, Podiatrists, Optometrists, Dentists, Certified Nurse Midwife Services, Nurse Practitioners (Dep't fee schedules); Community Alternative Program, EPSDT Screens (Dep't rate schedule); Home Health and Related Services, Private Duty Nursing, Clinic Services, Prepaid Health Plans, Durable Medical Equipment (Dep't reimbursement plans); Medicare Buy-in (Social Security Administration premium); Ambulance Services (Dep't fee schedule, with public ambulances at cost); Hearing aids (actual cost plus dispensing fee); Rural Health Clinic Services (provider based, reasonable cost; nonprovider-based, single-cost reimbursement rate per clinic visit); Family planning (negotiated rate for local health departments); Independent lab and x-ray services (Dep't fee schedule); Optical supplies (100% of reasonable wholesale cost); Ambulatory Surgical Centers (Dep't plan); Medicare Crossover Claims (Dep't plan, up to actual coinsurance or deductible or both); Physical therapy and speech therapy (negotiated rates to qualified providers, subject to prior approval and utilization review); Personal care services (Dep't plan); Case management services (subject to availability of funds); Hospice (Dep't plan); Other mental health services (limited to certain agencies and Dep't plan); Medically necessary prosthetics or orthotics (Dep't plan); Health insurance premiums (Dep't plan), Medical care/other remedial care (Dep't plan); Pregnancy related services (specified covered services). Reimbursement limited to 24 visits per recipient per year for stated one or combination of providers. State to pay 85% of nonfederal costs, county to pay 15%. Copayment requirements are permitted up to the maximum allowed by federal law. Provides schedule of maximum net family annual income for assistance. Directs Dep't to provide Medicaid coverage to all elderly, blind, and disabled people with incomes equal to or less than 100% of the federal poverty guidelines. Authorizes work incentive allowance for Medicaid-eligible recipients. with a schedule of allowances based on monthly net wages. Restricts dental coverage in accordance with Dep't rules Provides default generic drug prescription whenever a drug is designated by trade or brand name. except when brand name drug is medically necessary. Allows waiver of service limitations. eligibility requirements and payment bases, with approval of Director of Budget, for certain purposes. Authorizes Dep't to proceed with planning and development on Program of All-Inclusive Care for the Elderly. Authorizes change in the State Medicaid Plan through volume purchases, single source procurement, or other measures to reduce costs Authorizes other cost-containment programs, such as preadmissions to hospitals and prior approval for outpatient surgeries before they are performed on an inpatient basis. Requires updating eligibility income limits each April 1 immediately following publication of federal poverty guidelines. Requires provision of Medicaid to 19, 20, and 21 year olds in accordance with federal rules. Provides schedule of service eligibility for pregnant women and children. Bars resource tests for pregnant women, infants and children with family incomes equal to or less than 133% of the federal poverty guidelines. Makes Medicaid enrollment of categorically needy families with children last continuously for a year without regard to income changes. Directs Dep't to disregard earned income under sec. 1931 of the Social Security Act if it would cause loss of Medicaid eligibility. Requires Dep't to submit quarterly reports on expenditures for acute care and long-term care to legislature and Office of State Budget and Management. Allows incentives to counties that recover fraudulent Medicaid funds through sharing of recoveries. Allows Dep't to use equipment funds to contract for information processing, subject to State budget approval. Authorizes temporary rules to maximize federal funds, reduce Medicaid expenditures and reduce fraud and abuse. Requires reports to legislation on any changes in Medicaid that may affect levels of service or reimbursement. Upon receipt of a federal demonstration waiver, allows Dep't to provide Medicaid coverage for family planning services to men and women with family incomes equal to or less than 185% of the federal poverty level. Requires Dep't to implement a new code for providers currently reimbursed for "Y" code services, to be implemented when Health Insurance Portability standards are effective.

Medicaid Definition of Medical Necessity Exempt from Rule-making Under APA; Determination of Medical Necessity. Requires Dep't to adopt a definition and application of "medical necessity" for Medicaid that is consistent with current national standards of care, and exempts this determination from rule-making under GS 150B.

County Medicaid Cost-Share. Incrementally increases county share of cost of Medicaid services provided effective July 1, 2000 by area mental health authorities until the county reaches 15% of the nonfederal share by 2009-2010. Incrementally decreases county share of cost of Medicaid Personal Care Services to adult care homes until the county share reaches 15% of the nonfederal share by 2009-2010.

NC Health Choice. Limits the total state expenditure on Health Insurance Program for Children (NC Health Choice) in 2001-2002 and 2002-2003 to amount of state funds appropriated to match federal funds for those fiscal years. Requires Dep't to manage enrollment to maximize the number of children served with existing funds.

Disposition of Disproportionate Share Receipt Change. Requires disproportionate share receipts reserved at the end of 2001-2002 to be deposited with State Treasurer as non-tax revenue for 2001-2002. Directs deposits of funds associated with Disproportionate Share Payments up to $107,000,000 with Treasurer as non-tax revenue. Amounts in excess of $107,000,000 shall be reserved for future appropriations.

Medicaid Cost Containment and Growth Reduction. Directs Dep't to contain Medicaid costs by reducing rate of growth, except growth in number of persons eligible, to 8% or less of total expenditures for 2001-2002. Specifies several ways to reduce rate of growth and requires report on plans to reduce growth to be given to legislature no later than Oct. 1, 2001. Prohibits Dep't from changing medical policy affecting amount, sufficiency, duration and scope of health care services and who may provide them until completion of five year fiscal analysis documenting cost of proposed changes. If fiscal impact predicted by a proposed change exceeds $3,000,000 in a given year, the Dep't must submit the proposed change and fiscal analysis to the Office of State Budget and Management and the Fiscal Research Division.

Medicaid Cost Containment Reserve. Allocates $2 million of funds appropriated to Dep't for 2001-2003 biennium to be placed in a Reserve for Medicaid Cost Containment, with funds used for support cost containment activities. Funds may not be expended from reserve until approval of proposals by Office of State Budget and Management.

Medicaid Program Management. Directs Dep't to consider May 1, 2001, "North Carolina Medicaid Benefit Study" and target specified goals in considering implementation of recommendations. Directs implementation of certain recommendations aimed at management of the Medicaid pharmacy benefit, including prior authorization program for brand name drugs, decreased drug inventories, active management of physician prescribing practices through provider profiling, limiting access to certain drugs, and evaluating incentives for generic drugs. Requires report to legislature by Jan. 1, 2002.

Carolina Access Program Improvements. Directs Dep't to improve Carolina ACCESS program, noting certain strategies to be considered.

Study Optional Services Under Medicaid Program. Directs Dep't to study all the optional services provided under the Medical Assistance Program and to conduct a cost-benefit analysis of each optional service, reporting results to the legislature by April 1, 2002.

Aging: Special Assistance Demonstration Project. Rewrites sec. 11.21 of SL 1999-237 to extend eligibility period to June 30, 2003.

Senior Center Outreach. Directs Dep't to use funds in 2001-2003 biennium to enhance senior center programs to reach unserved or underserved areas or to provide start-up funds for new centers, and to allocate funds by Oct. 1 of each fiscal year. Prior to allocation of funds for new centers, requires formal endorsement of county commissioners in the county where center will be located, as well as formal agreement on sponsoring agency for the center and formal commitment to use local funds to support the center. Limits State funding to 90% of reimbursable costs.

Funds for Alzheimer's Association Chapters in North Carolina. Allocates $150,000 for 2001-2002 and 2002-2003 from Dep't appropriations to three chapters of the Alzheimer's Association. Requires prior planning by the chapter for use of the funds.

Area agencies on Aging Cost Savings Study; Reduction in Number of Agencies; Funds. Directs Dep't to conduct a study to determine cost savings from reducing the number of Area Agencies on Aging from 17 to a number between 10 and 13. Requires cost-benefit analysis and a report to the legislature by March 1, 2002. Allocates $700,000 for 2001-2002 from Dep't appropriations to be divided equally among the Area Agencies on Aging.

Division of Aging Consolidation of Sections. Directs Dep't Div. of Aging to reduce layers of management and streamline operations by consolidating the planning and budget and information sections.

Social Services: Extend Adult Care Home Moratorium. Extends moratorium passed as sec. 11.69(b) of SL 1997-443 to June 30, 2002. Deletes provisions for licensure of additional beds based on vacancy rates or county determinations

Adult Care Home Resident Assessment Services. Directs Dep't appropriations for adult care home positions and in county social services departments to be used for personnel trained in medical and social needs of older adults and disabled persons and in evaluation of individuals requesting Special Assistance for payment to care in adult care homes. Directs these personnel to give technical assistance to adult care homes.

Quality Criteria for Long-term Care. Directs Dep't, with NC Institute of Medicine, to continue special work group on criterion-based indicators for monitoring nursing home, adult care home, assisted living facility and home health care program quality.

Child Protective Services. Allocates funds appropriated to Dep't for 2001-2003 biennium for Child Protective Services to go to counties based on a formula considering the number of cases and number of workers and supervisors needed to meet standards of the N.C. Assoc. of County Directors of Social Services. Requires counties to use funds thus allocated to investigate child abuse and neglect and to provide protective or preventive services when neglect or abuse is confirmed.

Limitations on State Abortion Fund. Applies limitations enacted in sec. 23.27 of SL 1995-324 in 2001-2003 biennium.

State Child Fatality Review Team Reporting. Requires report from Dep't to legislature no later than Oct. 1 of each year.

Special Children Adoption Fund. Allocates $1,100,000 from Dep't appropriations to support the Special Children Adoption Fund for each year of the 2001-2003 biennium. Directs use of the funds pursuant to Div. of Social Services guidelines. Of these funds, $1,000,000 shall be reserved annually for payment to participating private adoption agencies.

Foster Care and Adoption Assistance Payments. Establishes graduated rate scales for foster care, adoption assistance, and HIV foster care and adoption assistance programs. Directs use of additional remaining funds appropriated for HIV-infected children.

Special Needs Adoption Incentive Fund. Establishes Special Needs Adoptions Incentive Fund to assist adoption of children in licensed foster care homes, effective Jan. 1, 2001. This program does not constitute an entitlement. Delegates rulemaking authority to the Social Services Commission. Requires report to legislature by Dep't on use of funds by April 1, 2002.

Extend Reporting Deadlines – Closing the Achievement Gap. Requires Dep't to present a progress report on study required by sec 11.4 of SL 2000-67 to the legislature by March 1, 2002, with a final report to the legislature by Feb. 1, 2003.

State/County Special Assistance Prohibits changes in the eligibility of Special Assistance recipients in adult care homes on August 1, 1995, based on income reduction in the Special Assistance eligibility criteria resulting from adoption of the Rate Setting Methodology Report and Related Services. Sets maximum monthly rate for these residents at $1,231 per month per resident. Sets maximum monthly rate otherwise at $1,062 through Sept 30, 2001. Effective Oct 1, 2001, sets the maximum monthly rate at $1,069 per month per resident.

Child Welfare System Pilots. Directs Dep't to develop a plan, with local social services departments, to implement an alternative response system of child protection in at least 2 and no more than 10 demonstration areas. Pilots must use family assessment tools and family support principles when responding to reports of suspected neglect Sets pilot program evaluation criteria and authorizes pilot program to proceed with non-state funds.

State Adult Day Care Fund. Directs Dep't to change methodology for allocating slots by Jan. 1, 2002, and to report on changes to the legislature by that time.

Family Resource Centers. Directs Dep't to evaluate the use of state and federal funds spent on Family Resource Centers, using stated criteria and establishing performance measurement protocols or best practice models. Bars allocation of funds to Family Resource Centers that fail to demonstrate effectiveness and efficiency. Requires report to legislature by June 30, 2002.

Reorganization of Division of Social Services. Directs Dep't to reduce layers of management and streamline operations as title indicates, consolidating specified sections and branches and eliminating the local support section and program development branch.

Intensive Family Preservation Services Funding and Performance Enhancements. Directs Dep't to review program as title indicates. Requires certain information of any program or entity receiving funding for Intensive Family Preservation Services, including performance measures, cost-benefit data, long term benefits and benefits for minority race children. Requires report to legislature by Jan. 1, 2002, and final report by May 30, 2002.

Approve TANF State Plan. States legislative approval of Dep't report, "N.C. Temporary Assistance for Needy Families State Plan FY 2001-2003" and directs submittal to U.S. Dep't of Health and Human Services.

Approves as electing counties Caldwell, Caswell, Davie, Henderson, Iredell, Lenoir, Lincoln, Macon, McDowell, Randolph, Sampson, Surry, and Wilkes.

Repeal Recipient Identification System. Repeals GS 108A-24(1a) and GS 108A-25.1.

Child Support Pilot Program/Enhanced Standards. States legislative intent that Dep't increase productivity of child support enforcement. Directs Dep't to develop and implement performance enhancement strategies and specifies evaluation criteria. Directs development and implementation of reward program for child support enforcement offices. Requires report to legislature by Sept. 1, 2002, and Jan. 15, 2002, with final report by May 1, 2002.

Adult Care Home Model for Community-based Services. In light of *Olmstead* case, directs Dep't to develop a model project for community-based services through adult care homes with excess capacity. Directs implementation on a pilot basis with specified features and a report to the legislature by Jan. 1, 2002, and final report by March 1, 2002.

Funds for Child Support Services. Allocates $1,500,000 of Dep't appropriations for 2001-2002 to contract for additional child support services in urban counties with significant backlogs.

Mental Health: Liability Insurance. Authorizes Sec'ys of Health and Human Services, Environment and Natural Resources and Correction to provide medical liability coverage up to $1 million per incident for employees licensed to practice medicine or dentistry, university contract physicians who work for Div. of Mental Health, Developmental Disabilities, and Substance Abuse Services, and university residency training physicians working at Dep't institutions.

Private Agency Uniform Cost Finding Requirement. Permits Dep't to require private service provider under contract with two or more area programs, other than hospital services with established Medicaid rates, to establish a uniform cost.

Butner Community Land Reservation. Directs Dep't to reserve and dedicate certain land for construction of a Community Building to serve Butner Reservation.

Mental Health, Developmental Disabilities, and Substance Abuse Services Reserve for System Reform and Olmstead Decision. Establishes nonreverting reserve fund as title indicates for community alternatives in light of *Olmstead* case. Requires report on allocation of funds to the legislature.

Nonmedicaid Reimbursement Changes. Limits reimbursement of medical service providers under non-Medicaid state programs to rates no higher than provided under Medicaid. Excluded hospital reimbursement at full per diem rates without regard to Medicaid limit on hospital days. Allows negotiated rates for certain purposes Sets schedule of maximum net family annual income eligibility and sets level of eligibility for other nonmedicaid programs

Comprehensive Treatment Services Program. Requires Dep't to establish Comprehensive Treatment Services Program for children at risk for institutionalization or other out-of-home placement. Limits use of program funds and requires certain specified services provided subject to specific principles and cost-reduction strategies. Requires inter-agency collaboration to eliminate cost-shifting and facilitate cost-sharing. Bars use of funds for new program services until execution of a Memorandum of Agreement among affected State and local agencies to address roles and responsibilities. States that program is not an entitlement. Requires report to legislature by Dec. 1, 2001, with final report by April 1, 2002.

Whitaker School. Effective July 1, 2002, closes Whitaker School. Directs development of plan for closure. Provides for reports to legislature, including reports in the event that appropriate institutional settings are not available for children at Whitaker School. Requires Dep't to contract for a comprehensive residential services needs assessment for children at-risk of institutionalization or other out-of-home placement.

Mental Retardation Center Closure. In light of *Olmstead* case, requires Dep't to develop plan for closing at least one State mental retardation center, effective July 1, 2002. Requires progress report to legislature by Feb. 1, 2002, and further report by May 1, 2002.

Dorothea Dix Hospital. In light of *Olmstead* case, directs closure of Dorothea Dix Hospital effective July 1, 2003. Requires Dep't to develop closure plan, including individual transition plans for each patient. Requires reports to legislature on Oct. 1, 2001, Feb. 1, 2002, and May 1, 2002.

Reorganization of Division of Mental Health, Developmental Disabilities, and Substance Abuse Services. Directs Dep't to reduce layers of management as title indicates by eliminating the Hospitals Services Section, eliminating the Mental Retardation/Mental Illness Transition Branch, and consolidating within one section all positions for financial, budgetary, information technology and other administrative support functions in the Division. Requires further study of consolidation feasibility and reports to the legislature by Sept. 1, 2001, and Dec. 1, 2001, with final report by April 15, 2002.

Reduce Administrative Costs of Area Mental Health, Developmental Disabilities, and Substance Abuse Authorities. Directs area authorities or counties administering indicated services to develop and implement plans to reduce local administrative costs. Specifies allowable administrative cost levels as 15% for 2001-2002 and 12% for 2002-2003. Requires reports to legislature on compliance by Oct. 1, 2001, Jan. 1, 2002 and April 15, 2002.

Services to Multiply Diagnosed Adults. Directs Dep't to implement specified guiding principles for provision of services to multiply diagnosed adults and to implement specified cost reduction strategies. Bars use of state funds for purchase of single-family or other residential dwellings to house multiply-diagnosed adults.

Downsizing of Mental Health Retardation Centers. Dep't to implement cost containment and reduction strategies to ensure 4% financial and staff downsizing of each facility. Dep't to manage client population to ensure placements for ICF/MR level of care made in non-state facilities. Savings in excess of $4 million resulting from downsizing to be identified and placed in Reserve for Mental Health Reform. Funds to be used to facilitate the closing of the facility and the transition of clients into appropriate community-based services and support. Dep't to report on progress in complying with this section to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division on specified dates.

Plan for Construction of Regional Psychiatric Hospital. Sec'y of Dep't of Health and Human Services shall, in consultation with Dep't of Administration, plan for construction of regional psychiatric hospital. Sec'y to identify and recommend most cost-effective means to finance construction of new hospital, taking into consideration GPAC recommendations, MGT America Report of 1998, and Report of Office of State Auditor, April 1, 2000. Progress report on December 1, 2001 and final report by April 1, 2002, to Joint Legislative Comm'n on Governmental Operations, Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division. Dep't to identify alternative locations for the new hospital, and identify alternative locations that maximize existing state funds, access by clients, and efficiencies in service and administration.

Child Care Allocation Formula. Dep't to allocate child care subsidy funds to pay the costs of necessary child care for minor children of needy families. Mandatory 30% Smart Start subsidy is base amount for each county's child care subsidy allocation. Dep't to apply following formula to all federal and state child care funds: 1/3 of budgeted funds distributed according to county's population; 1/3 of budgeted funds distributed according to number of children under 6 in a county who are living in families whose income is below the state poverty level in relation to the total number of children under 6 in the state in families whose income in below the poverty level; 1/3 of budgeted funds to be distributed according to the number of working mothers with children under 6 whose family income is below 75% of state median income in a county in relation to the total number of working mothers with children under 6 whose family income is below 75% of the state median income in the state. Dep't may reallocate unused child care subsidy funds.

Child Care Funds Matching Requirement. No local matching funds may be required as a condition of any locality's receiving state child care funds unless federal law requires such a match.

Child Care Revolving Loan. Funds budgeted for the Child Care Revolving Loan Fund may be transferred to an invested by the financial institution contracted to operate the Fund.

Early Childhood Education and Development Initiatives. Administrative costs of the NC Partnership for Children, Inc., shall be equivalent to. on an average statewide basis for all local partnerships, not more than 8% of total statewide allocation. Child Development. NC Partnership for Children, Inc., and all local partnerships to use competitive bidding practices in contracting for goods and services on contract amounts as set forth in bill. NC Partnership and all local partnerships required to match at least 50% of total amount budgeted for the Program in each fiscal year as follows: cash contributions equal to at least 15% and in-kind donated resources equal to no more than 5% for a total match requirement of 20% for each fiscal year. Requirements for private match specified. Failure to obtain 20% match by June 30 of each fiscal year shall result in dollar-for-dollar reduction in appropriation for the Program for a subsequent fiscal year.

Child Care Subsidy Rates. Maximum gross annual income for initial eligibility, adjusted biennially, for subsidized child care services shall be 75% of state median income, adjusted for family size. Fees determined according to formula set forth in bill. Payments for child care services for low-income children shall be in accordance with requirements set forth in bill. Market rate to be calculated for child care centers and homes at each rated license level for each county and for each age group or age category of enrollees. Noncitizen families who reside in NC legally shall be eligible for child care subsidies if all other conditions of eligibility are met. If all other conditions of eligibility are met, non citizen families who reside in NC illegally shall be eligible for child care subsidies only if at least one of the following conditions is met: (1) child is receiving child protective or foster care

services; (2) child is developmentally delayed or at risk of being developmentally delayed; or (3) child is citizen of United States.

Division of Child Development Reorganization. Division to reduce layers of management and streamline operations in accordance with requirements set forth in bill.

Early Childhood Education and Development Initiatives Enhancements. NC Partnership and Dep't to develop policies to ensure Early Childhood Education and Development Funds are allocated to child care programs, providers, and services that serve low-income children, to ensure allocation of state and federal funds to the neediest child care providers with priority given from lowest licensure rating to the highest, to ensure elimination of local duplication and increased efficiency, to ensure unduplicated compilation of children served through state and federal child care subsidy funds, and to ensure timely, accurate and consistent reporting of information on local child care subsidy waiting lists statewide. Dep't to develop policies to ensure children transitioning from child care setting to kindergarten enter school ready to succeed. Dep't to develop a separate NCPA Early Childhood Education and Development Initiative Program budget. Allocation of funds for initiatives to be distributed according to formula in bill. With exception of child care subsidy funds, at no time shall NC Partnership approve local partnership plans which allocate funds to providers in following circumstances: (1) facilities with licensure of four or five stars, unless expenditure is to expand capacity for low-income children; (2) facilities that do not accept child care subsidy funds; or (3) facilities that previously received quality improvement grants whose quality initiatives failed to increase licensure. Allocates $500,000 for evaluation of initiatives.

Consolidation and Transfer of Program Funds in the Division of Services for the Blind.. Div'n of Services for the Blind may consolidate operating budgets for Medical Eye Care Program and Independent Living Program.

Eligibility for Vocational Rehabilitation and Independent Living Services. Dep't to develop a plan to maximize resources for Independent Living Services to ensure they are targeted to most financially needy. Dep't to develop a plan to maximize resources for Vocational Rehabilitation Services to ensure services are provided for low-income persons, developmentally disabled, and Work First recipients. Report no later than March 1, 2002, by Dep't to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division.

Maximization of Receipts for Early Intervention Programs. Dep't to maximize receipts for early intervention programs.

Create Office of Education Services. Division of Early Intervention and Education dissolved and Office of Education Services created, effective October 1, 2001.

Closure of Central North Carolina School for the Deaf at Greensboro. Central North Carolina School for the Deaf at Greensboro closed immediately, and Dep't of Administration to develop a plan to dispose of the property by October 1, 2001 to Joint Legislation Comm'n on Governmental Operations and Fiscal Research Division.

Closure of Eastern North Carolina School for the Deaf at Wilson and the North Carolina School for the Deaf at Morganton. Dep't to close the North Carolina School for the Deaf at Morganton and the Eastern North Carolina School for the Deaf at Wilson no later than June 30, 2003. Dep't to determine which children, if any, cannot be reasonably and appropriately served in their local school systems, and prepare a plan for their care. Report to be made no later than February 1, 2002, to Senate Appropriates Committee on Health and Human Services, the House of Representatives Appropriations Subcommittee on Health and Human Services, and the Fiscal Research Division. Dep't of Administration to develop a plan for disposing of property. Amends GS 143B-216.32(a) to amend membership requirements for parent members of Council for the Deaf and Hard of Hearing, effective July 1, 2003.

Closing of Preschool Programs for the Deaf. Effective October 1, 2001, Dep't to close the State-operated preschool programs for the deaf.

Early Intervention Pilots. Dep't shall not expand the Student Information Management System pilot program during the 2001-2002 fiscal year. Evaluation and report due by October 1, 2001.

Evaluation of Early Intervention System. Dep't to determine reasons why children are waiting for evaluation services provided by Developmental Evaluation Centers and develop an action plan to reduce the waiting period.

Immunization Program Restitution Policy. Adds GS 130A-158 to require restitution when vaccine is spoiled due to provider negligence.

Immunization Program Funding. Of funds appropriated to Dep't for childhood immunization programs for positions, operating support, equipment, and pharmaceuticals, up to $1 million for 2001-2002 fiscal year and $1 million for 2002-2003 fiscal year for activities designed to increase childhood immunization rates.

Prescription Drug Assistance Program. Directs $500,000 of funds appropriated by bill for each year of 2001-2003 biennium be used to pay the cost of outpatient prescription drugs for persons over 65 not eligible for full

Medicaid benefits, whose income is not more than 150% of federal poverty level, and who have been diagnosed with cardiovascular disease or diabetes.

Adolescent Pregnancy Prevention Initiatives. Adds GS 130A-131.5A to establish Teen Pregnancy Prevention Initiatives for primary prevention, secondary prevention, and special projects.

AIDS Drug Assistance Program (ADAP). Dep't to develop a comprehensive information management system on AIDS/HIV clients receiving services from the state. Dep't may use up to $50,000 of funds appropriated in bill to implement system. HIV positive individuals with incomes at or below 125% of federal poverty level are eligible for participation in ADAP. Dep't to make interim report by January 1, 2002 and final report by April 30, 2002, to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division on ADAP. Specifies contents of report.

Div'n of Public Health Reorganization. Dep't to reduce layers of management and streamline operations by (1) creating a Section of Financial Management and Support, (2) eliminating Oral Health Section, with positions transferred to the Women and Children's Health Section, (3) consolidating all nurse consultant positions, and (4) consolidate and transfer all health educator positions.

State Laboratory. Dep't and Office of State Controller to develop a five-year equipment replacement schedule for State Lab. Dep't to assess services and address feasibility of contracting out, assess fees, and report no later than March 1, 2002 to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division on implementation of this section.

Enhancement of State Center for Health Statistics. Transfers Center to Office of the Sec'y and is renamed the Center for Health and Human Services Statistics and Information. Dep't to determine feasibility of transferring existing database contracts to Center and feasibility of creating a unit to manage databases more efficiently. Dep't to consult with the Center in planning management information systems, and evaluate feasibility of operating the center as internal service fund budget. Progress report by October 1, 2001, and final report on March 1, 2002, to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division. Amends Article 15, Chap. 130A to make conforming changes.

Public Health Prevention Activities Report. Dep't to conduct an inventory of activities in prevention of infant mortality and birth defects, including identification of all in-house and contracted activities. Report due by March 1, 2002, to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division.

Heart Disease and Stroke Prevention Task Force. Sets dates for sixth and seventh interim report to Governor and General Assembly.

Newborn Hearing Screening Program Report. Dept' shall report unduplicated number of infants screened, number who filed, number receiving diagnostic evaluation, number and types of services provides, and number and types of follow-up services provide by May 1, 2002, to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division.

Intensive Home Visiting. Dept' shall not contract for evaluation, technical assistance, or any other activity for the Intensive Home Visiting Program during the 2001-2002 fiscal year. In-home visitors must collect data on program participants as a condition of participation. Report due by April 1, 2002, to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services.

Access to Oral Health Care. Of funds appropriated by Act to Dep't, $7.5 million for each year of fiscal 2001-2003 biennium shall be used to provide enhanced reimbursement to dentists consists of a significant number of Medicaid-eligible children or Medicaid-eligible elderly or disabled adults, or who provide outreach services to underserved Medicaid-eligible populations as specified in Act.

PART XXII. JUDICIAL DEPARTMENT

Transfer of Equipment and Supply Funds. Funds appropriated in 2001-2003 biennium for equipment and supplies shall be certified in reserve account.

Report on Community Mediation Centers. Adds GS 7A-38.6 to require all community mediation centers currently receiving state funds to report annually to the Mediation Network of North Carolina on the program's funding and activities as specified in section.

Sentencing Services Report. Judicial Dep't to report to Chairs of the Senate and House of Representatives Appropriations Committees and the Chairs of the Senate and House Appropriations Subcommittees on Justice and Public Safety by April 1, 2002, on the effectiveness of the Sentencing Services Program as specified in bill.

Eliminate Vacant Superior Court Judgeship in District 4B. Amends GS 7A-41(a) to eliminate vacant Superior Court Judgeship in Onslow County.

Business Court. Administrative Office of the Courts to report to the Chairs of the Senate and House of Representatives Appropriations Committees and the Chairs of the Senate and House Appropriations Subcommittees on Justice and Public Safety by April 1 of each year on the activities of the North Carolina Business Court, including number of cases hear and number of sessions held outside Superior Court District 18.

Eliminate Unnecessary or Obsolete Reports. Amends GS 7A-348 to eliminate requirement that Director of Administrative Office of the Courts report annually to Joint Legislative Comm'n on Governmental Operations on training and supervision of assistants for administrative and victim and witness services. Amends GS 143-170.4 to eliminate report on publications procedures manual. Amends GS 143-589 to eliminate requirement for annual report on safety and health activities.

Collection of Worthless Checks Fund. Judicial Dep't may use any balance remaining in Collection of Worthless Checks Fund on June 30, 2001, for purchase or repair of office or information technology.

Authorize Family Drug Treatment Courts to Serve Addicted Parents of Abused and Neglected Children and to Serve Substance-Abusing Juvenile Offenders Who Come under the Courts' Jurisdiction. Amends GS 7A-791 and –792 to add cited goals. Amends GS 7A-793 to provide for local drug treatment court programs. Amends GS 7A-795 and 7A–796 to increase local drug treatment court management committee from 13 to 20 members as specified in Act.

Transfer of Funds to Office of Indigent Defense Services. If requirements for payment to assigned counsel exceed available funds in 2001-2002, Judicial Dep't shall transfer up to $1.5 million.

North Carolina State Bar Funds. Permits North Carolina State Bar to use up to $590,00 for each year of 2001-2003 biennium to contract with Center for Death Penalty Litigation to provide training, consultation, brief banking and other assistance to attorneys representing indigent capital defendants.

Assistant Public Defender Longevity/Office of Indigent Defense Services Corrections. Makes technical correction to statutory citations and amends GS 7A-498.7 to permit public defender to apply to Administrative Office of the Courts to enter into contracts with local governments for provision by the state of services of temporary assistant public defenders and to specify terms of contracts.

Office of Indigent Defense Services Report. Requires report by March 1 of each year to Chairs of the Senate and House of Representatives Appropriations Committees and the Chairs of the Senate and House Appropriations Subcommittees on Justice and Public Safety.

Assistant Public Defenders/Public Defender Office Personnel. Permits Office of Indigent Defense Services to use up to $238,884 for fiscal 2001-2002 and up to $224,316 for fiscal 2002-2003 for three new assistant public defender positions. Permits Office to use up to $170,145 for fiscal 2001-2002 and up to $154,923 for fiscal 2002-2003 for three new legal assistant, paralegal, investigator, or administrative assistant positions.

Dedicate a Portion of Court Costs to Provide Access to Civil Justice. Amends GS 7A-304(a)(4), -305(a)(2), -306(a)(2), and –307(a)(2) to provide that State Treasurer shall remit $1.15 of each fee collected to the North Carolina State Bar for services described in GS 7A-474.4. Makes conforming changes to GS 7A-474.1, -474.2, -474.3 and –474.5.

PART XXIII. DEPARTMENT OF JUSTICE

Use of Seized and Forfeited Property Transferred to State Law Enforcement Agencies by the Federal Government. Assets transferred to the Dep't during the 2001-2003 biennium pursuant to 19 U.S.C. 1616a shall be credited to the budget of the Dep't, but Dep't and the Dep't of Correction are prohibited from using these assets without prior approval of the General Assembly.

Private Protective Services and Alarm Systems Licensing Boards Pay for Use of State Facilities and Services. As title indicates.

Certain Litigation Expenses to be Paid by Clients. Provides for cited expenses to be paid by clients.

Reimbursement for UNC Board of Governors Legal Representation. Dep't to be reimbursed for two Attorney II positions to provide legal representation to the University of North Carolina system.

Study Fee Adjustment for Criminal Record Checks. Office of State Budget to study feasibility of adjusting fees charged for criminal record checks conducted by Div'n of Criminal Information of the Dep't. Report and recommendations due to Chairs of the Senate and House Appropriations Committees, the Chairs of the Senate and House Appropriations Subcommittees on Justice and Public Safety, and the Fiscal Research Division on or before March 1, 2002.

Criminal Justice Information Network Report/Add Representative from the Department of Juvenile Justice and Delinquency Prevention to the Board. Board to report by April 1, 2002 to the Chairs of the Senate and House Appropriations Subcommittees on Justice and Public Safety, and the Fiscal Research Division on operating budget, expenditures, and funds in reserve, and a long-term strategic plan and cost analysis for statewide implementation of the Criminal Justice Information Network. Amends GS 143-661(b) to add representative from Dep't of Juvenile Justice and Delinquency Prevention.

Provide for Collection of Traffic Law Enforcement Statistics of Stops Made by Certain Local Law Enforcement Agencies. Amends GS 114-10(2a) to define "law enforcement officer" as (1) all state law enforcement officers, (2) law enforcement officers employed by county sheriffs or county police departments, (3) law enforcement officers employed by police departments in municipalities with a population of 10,000 or more, and (4) law enforcement officers employed by police departments employing five or more full-time sworn officers for every 1,000 in population.

Attorney General Retain Receipts. Authorizes Dep't to retain all receipts collected in fiscal 2001-2002 for purchase of automobiles and equipment.

PART XXIV. DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION

S.O.S. Administrative Cost Limits and Repeal Conference Requirement. Permits up to $450,000 for each year of fiscal 2001-2003 biennium to be used for S.O.S. Program.

Juvenile Crime Prevention Council Grant Reporting, Certification, and Funding of Research-Based Programs. Requires report by May 1 of each year to Joint Legislative Comm'n on Governmental Operations and Appropriations Committees of Senate and House of Representatives of a list of recipients of grants. Counties in which local programs receive funds must certify that funds are not used to duplicate or supplant other programs within the county. By April 1 of each year, Dep't shall report on effectiveness of programs funded by Juvenile Crime Prevention Councils as specified in bill.

Reports on Certain Programs. Project Challenge North Carolina, Inc. shall report to Chairs of the Senate and House Appropriations Subcommittees on Justice and Public Safety by April 1 of each year on alternative disposition and services to juveniles adjudged delinquent or undisciplined.

State Funds May be Used as Federal Matching Funds. Authorizes state funds as matching funds for Juvenile Accountability Incentive Block Grants.

Annual Evaluation of Community Programs. Requires Dep't to conduct an evaluation of Eckerd and Camp Woodson programs, teen court. program that grants funds to local organizations of Boys and Girls Club, Save Our Students, Governor's One-on-One Programs, and multipurpose group homes.

Funding of Teen Court Programs. Terminates all direct General Fund appropriations for Teen Court programs June 30, 2002.

PART XXV. DEPARTMENT OF CORRECTION

Earned Time Credit for Medically and Physically Unfit Inmates Amends GS 15A-1355 to allow inmates whose medical condition prevents them from being assigned to work release or other rehabilitative activities to earn credit based upon good behavior or other criteria.

Federal Grant Reporting. Dep't of Correction, Dep't of Justice, Dep't of Crime Control and Public Safety, Judicial Dep't, and Dep't of Juvenile Justice and Delinquency Prevention to report by May 1 of each year to Joint Legislative Comm'n on Governmental Operations, Chairs of Senate and House of Representatives Appropriations Committees, and the Chairs of the Senate and House of Representatives Appropriations Subcommittees on Justice and Public Safety on federal grant funds received.

Limit Use of Operational Funds. Limits funds appropriated to Dep't for personnel and operating expenses approved by General Assembly except as otherwise noted.

Reimburse Counties for Housing and Extraordinary Medical costs for Inmates, Parolees, and Post-Release Supervisees Awaiting Transfer to State Prison System. Authorizes Dep't to use $40 per day as reimbursement for cited purpose.

Use of Closed Prison Facilities/Alternative Uses for Blue Ridge Correctional Center and Impact Facilities. Requires Dep't to consult with county or municipality in which unit to be closed is located, and permits consultation with private non-profit or profit firm about possibility of converting unit to other use. Sec'y of Correction to consult with Sec'y of Dep't of Juvenile Justice for possible alternative uses of Blue Ridge Correctional Center and facilities used for IMPACT program in Morganton.

Inmate Costs/Medical Budget for Prescription Drugs. Requires report to Joint Legislative Comm'n on Governmental Operations. Chairs of Senate and House of Representatives Appropriations Committees, and the Chairs of the Senate and House of Representatives Appropriations Subcommittees on Justice and Public Safety if cost of providing food and health care to inmates in Division of Prisons exceeds continuation budget amounts.

Authorizes use of funds for fiscal 2001-2002 for purchase of prescription drugs for inmates if costs exceed budget. Dep't to review current state contract for purchase of prescription drugs and report findings to Joint Legislative Comm'n on Governmental Operations by February 1, 2002.

Federal Grant Matching Funds. Authorizes Dep't to use up to $900,000 for federal grant funds.

Structured Sentencing Study. NC Sentencing and Policy Advisory Comm'n to study and review sentencing laws to develop options for slowing the anticipated increase in incarceration over the next ten years. Report to the General Assembly due no later that the convening of the 2002 regular session.

Extend Limits of Confinement for Terminally Ill and Permanently and Totally Disabled Inmates. Amends GS 148-4 to authorize prisoner to leave confines to receive palliative care, only in the case of a terminally ill inmate or a permanently and totally disabled inmate that the Sec'y finds no longer poses a threat to society, and only after consultation with any victims of the inmate or the victims' families.

Energy for Committed Offenders/Contract and Report. Requires report from Energy for Committed Offenders, Inc., for purchase of prison beds for minimum security female inmates during 2001-2003 biennium, with report by February 1 of each year to Joint Legislative Comm'n on Governmental Operations on annual cost per inmate and average daily inmate population compared to bed capacity.

Medium Custody Road Crew Compensation. Authorizes $8.5 million to reimburse Dep't of Correction for highway-related labor performed by medium custody prisoners.

Clarify the Law Providing for Compensation to Persons Erroneously Convicted and Increase the Amount of Compensation Allowed. Amends GS 148-84 to increase cited amount from $10,000 to $20,000 for persons wrongly convicted, with maximum payment increased from $150,000 to $500,000. Effective for persons granted a pardon of innocence on or after January 1, 2001.

Scotland Work Release Program. Dep't to expand work release program at Scotland Correctional Center during 2001-2003 biennium.

Reduce Summit House Appropriation. Reduces General Fund Appropriation to Summit House, Inc., by $139,650 for each year of 2001-2003 biennium. Joint Legislative Corrections and Juvenile Justice Oversight Committee and Fiscal Research Division to review organizational structure of Summit House, Inc.

Change References to the Division of Adult Probation and Parole to the Division of Community Corrections. As title indicates.

Modification of Funding Formula for the North Carolina State-County Criminal Justice Partnership Formula. Permits distribution to cited counties only, and not as discretionary funds. Dep't to report by February 1 of each year to the Chairs of Senate and House of Representatives Appropriations Committees, and the Chairs of the Senate and House of Representatives Appropriations Subcommittees on Justice and Public Safety on the status of the Criminal Justice Partnership Program.

Post-Release Supervision and Parole Commission/Report on Staffing Reorganization and Reduction. Comm'n to report by March 1 of each year to Chairs of Senate and House of Representatives Appropriations Subcommittees on Justice and Public Safety on updated plan for implementing staff reductions.

Reports on Nonprofit Programs. Requires reports to Joint Legislative Comm'n on Governmental Operations by February 1 of each year on program effectiveness of four nonprofit programs: Harriet's House, Summit House, Women and Risk, and John Hyman Foundation.

Exemption from Licensure and Certificate of Need. Exempts inpatient chemical dependency or substance abuse facilities that provide services exclusively to inmates of Dep't of Correction from licensure under Chapter 122C.

Report on Probation and Parole Caseloads. Dep't to report by March 1 of each year to Chairs of the Senate and House of Representatives Appropriations Subcommittees on Justice and Public Safety and Joint Legislative Corrections and Juvenile Justice Oversight Committee on caseload averages for probation and parole officers.

Report on Inmates Eligible for Parole. Post-Release Supervision and Parole Comm'n to provide quarterly reports to Joint Legislative Comm'n on Governmental Operations on inmates eligible for parole using format specified in bill.

PART XXVI. DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY

Eliminate Department of Crime Control and Public Safety/Relocate Divisions. Abolishes Dep't of Crime Control and Public Safety and State Boxing Comm'n. Transfers Highway Patrol to Dep't of Transportation. Transfers Community Service Work Program of Division of Victim and Justice Services to Dep't of Correction. Requires elimination of 25 vacant positions by June 30, 2002. Transfers Crime Victims Compensation Fund and Rape Victims Compensation Fund to Dept' of Administration. Transfers Alcohol Law Enforcement Division to Dep't of Justice, and requires elimination of four positions. Transfers Emergency Management Position to Dep't of Administration. Transfers Civil Air Patrol to Dep't of Administration. Transfers National Guard Division to Dep't of

Administration. Transfers Butner Public Safety Division to Dep't of Health and Human Services. Transfers Law Enforcement Support Services Division to Dep't of Justice. Makes conforming changes to GS 120-70.94.

Annual Evaluation of the Tarheel Challenge Program. Requires report by April 1 of each year on cited program to Chairs of House and Senate Appropriations Committees and the Chairs of the House and Senate Appropriations Subcommittees on Justice and Public Safety.

Legislative Review of Drug Law Enforcement and Other Grants. Requires Governor's Crime Comm'n to report on State application for grants under State and Local Law Enforcement Assistance Act of 1986, Omnibus Crime Control and Safe Streets Act of 1968, and Anti-Drug Abuse Act of 1986 to House and Senate Appropriations Subcommittees on Justice and Public Safety.

Victims Assistance Network Report. Dep't to report on expenditure of funds allocated to Victims Assistance Network by December 1 of each year to Chairs of House and Senate Appropriations Subcommittees on Justice and Public Safety.

Revise Report on Victims Compensation Fund. Amends GS 15B-21 to add to report the number of pending cases by year received.

Amend the Crime Victims Compensation Act by Increasing Reimbursement for Funeral Expenses and Work Loss and by Providing that Work Loss includes Lost Wages for Time Spent in Court and Court-Related Transportation Costs. Amends GS 15B-2(1) to increase burial charges from $3,500 to $4,000. Amends GS 15B-2(14) to include in definition of "work loss" time spent in court attending criminal proceedings directly related to the injury and transportation costs for those proceedings. Increases compensation limits from 26 to 36 weeks, at maximum rate of $400 per week (was, $300). Amends GS 15B-11(f) to increase compensation for work loss up to $400 per week. Effective July 1, 2001, and applies to injuries occurring on or after that date.

Transport of Persons to and From Butner Facilities. Bars use of State funds appropriated for Butner Public Safety for 2001-2003 biennium to transport any individual transferred to or from any State facility within the territorial jurisdiction of the Butner Public Safety Division to or from the psychiatric service of UNC Hospitals at Chapel Hill.

Report on Butner Public Safety. Sec'y of Health and Human Services, in consultation with the Granville County and Durham County Board of County Comm'rs, shall develop a plan for phasing out the state's provision of fire and police protection to the Town of Butner through Butner Public Safety. Sec'y shall report to Joint Legislative Comm'n on Governmental Operations by December 15, 2001.

PART XXVII. DEPARTMENT OF TRANSPORTATION

Repeal Bond Retirement Transfer from Highway Fund to Highway Trust Fund. Repeals GS 136-176(a)(4) and GS 136-183 as title indicates

Design-Build Transportation Construction Contracts Authorized. Adds GS 136-28.11 to permit Board of Transportation to award up to three contracts annually for construction of transportation projects on a design-build basis

Small Urban and Contingency Funds. Provides that of funds allocated to Dep't, $14 million shall be allocated each fiscal year for small urban construction projects, and $15 million in fiscal 2001-2002 and $10 million in fiscal 2002-2003 shall be used statewide for rural or small urban highway improvements.

Cash-Flow Highway Fund and Highway Trust Fund Appropriations. Authorizes and certifies anticipated revenues of Highway Fund as follows: FY 2002-2004, $1.334.6 million; FY 2004-2005, $1.369.8 million; FY 2005-2006, $1.406.1 million; and FY 2006-2007, $1.445.5 million. Authorizes and certifies anticipated revenues of Highway Trust Fund as follows: FY 2003-2004, $1.127.6 million; FY 2004-2005, $.176.5 million; FY 2005-2006, $1.226.8 million; and FY 2006-2007, $1.278.4 million.

Western North Carolina Amtrak Thruway Bus Service Operations and Station Right-of-Way Acquisition Funds. Permits Dep't to use cited funds as follows: up to $200,000 during fiscal 2001-2002 to contract with Amtrak to provide thruway bus service for Western North Carolina; up to $320,000 during fiscal 2001-2002 to acquire right-of-way for stations in Valdese and Asheville; and up to $480,000 during fiscal 2001-2002 for other costs associated with Western North Carolina rail service. Transfers $1 million of remaining unencumbered funds appropriated for the 1998-1999 fiscal year for Western North Carolina rail service to the Highway Fund for the 2001-2002 fiscal year. Dep't to report to Joint Legislative Transportation Committee by March 15, 2002 on status of negotiations with Norfolk Southern Corporation on track improvements and passenger rail service to Western North Carolina.

Highway Trust Fund Study Committee. Creates 14 member committee, consisting of Chairs of Joint Legislative Transportation Oversight Committee, four representatives and two public members appointed by the Speaker of the House of Representatives, and four Senators and two public members appointed by the President Pro

Tempore of the Senate. Specifies duties of Committee, procedures for filling vacancies, co-chairs, expenses, staff, with report to be made to Joint Legislative Transportation Oversight Committee no later than April 1, 2002. Upon filing of final report, Study Committee shall terminate.

Charlotte Downtown Intermodal Station. Dep't to report to Joint Legislative Transportation Oversight Committee by February 15, 2002 on status of development of downtown intermodal station in Charlotte.

Division 3 Headquarters Complex Funds. Rescinds requirement that Highway Fund reimburse the Highway Trust Fund for capital cost of relocation Division 3 headquarters.

Department of Transportation Authorized to Accept Electronic Bids. Amends GS 136-28.1 as title indicates.

Department of Transportation Authorized to Establish and Escort Driver Certification Program. Adds GS 20-119 to allow Dep't to issue rules to establish escort driver training and certification program for escort vehicles accompanying oversize/overweight loads.

Transfer Responsibilities of the Governor's Highway Safety Program to the Office of the Secretary of Transportation. Amends GS 143B-360 to transfer all duties and responsibilities of the Governor's Highway Safety Program to the Office of the Secretary of Transportation, effective July 1, 2001.

Some State Aircraft Operations Consolidated. Aircraft operations of the Area Health Education Centers of The University of North Carolina and the Dep't of Commerce merged into the aircraft operations of the Dep't of Transportation. Agencies to report to Joint Legislative Comm'n on Governmental Operations and Joint Legislative Transportation Oversight Committee by October 1, 2001, on results of consolidation.

State Highway Patrol/Division of Motor Vehicles Enforcement Consolidation Study. Sec'y to study possibility of increased efficiencies through consolidation study, with report to Joint Legislative Transportation Oversight Committee and Chairs of Senate and House Appropriations Committees by December 1, 2001.

Drivers License/Motor Vehicle Registration Section Consolidation Study. Dep't to study consolidation and integration of the functions of the Driver License Section and the Vehicle Registration Section of the Division of Motor Vehicles to provide more accessible, efficient, and cost-effective service to the public, with report to Joint Legislative Transportation Oversight Committee by March 1, 2002.

Appropriation to the Department of Transportation to Fund Aviation Grants. Appropriates $7,250,000 from General Fund to Dep't for fiscal 2001-2002 for cited purpose.

Change Statutory References to "Commissioner of Motor Vehicles." As title indicates.

DOT Regulation of the Transit of Modular Homes. Amends GS 20-356 to exclude from definition of "house" mobile homes or modular homes when being transported from manufacturer. Adds GS 150B-21.1(a8) to permit Sec'y to adopt temporary rules concerning movement of modular homes.

Asphalt Pavement Recycling. Requires Dep't to recycle pavement surfaces where feasible.

Aviation Division Study the Transfer of the Global Transpark Airport. Division to study transfer of Global TransPark airport fixed assets and operations from Global TransPark Authority to another appropriate entity, with report to Joint Legislative Transportation Oversight Committee by December 15, 2001.

State Board of Community Colleges to Study Transfer of Global Transpark Education and Training Center. Cited study to be made to Joint Legislative Transportation Oversight Committee by December 15, 2001.

PART XXVIII. PUBLIC SCHOOLS

Litigation Reserve Funds Do Not Revert. Permits funds to remain available until June 30, 2002, and authorizes State Board of Education to expend up to $500,000 for fiscal 2001-2002 from unexpended funds for certified employees' salaries to pay for pending litigation.

Children with Disabilities. State Board to allocate funds for children with disabilities on the basis of $2,662.87 per child for maximum of 158,825 children for 2001-2002 school year.

Funds for Academically Gifted Students. State Board to allocate funds for academically gifted children on the basis of $879.10 per child, with local school units to receive funds for a maximum of 4% of its 2001-2002 allocated average daily membership.

At-Risk Student Services/Alternative Schools. Board may use up to $200,000 of funds in Alternative Schools/At-Risk Student allotment each year for fiscal 2001-2002 and fiscal 202-2003.

Uniform Education Reporting System (UERS). Funds for UERS do not revert, but remain available until expended, effective June 30, 2001.

Supplemental Funding in Low-Wealth Counties. Funds may be used only to provide instructional positions, instructional support positions, teacher assistant positions, clerical positions, school computer technicians, instructional supplies and equipment, staff development, and textbooks, and for salary supplements for instructional personnel and instructional support personnel. Local boards of education encouraged to use at least 25% of funds to improve academic performance of children performing at Level I or II on reading or math end-of-grade tests in grades 4 and 7. Defines terms. Makes funds available to local school administrative units located in

whole or in part in counties in which the county wealth as a percentage of the state average wealth is less than 100%. The amount received per average daily membership for a county shall be the difference between the state average current expense appropriations per student and the current expense appropriations per student that the county could provide given the county's wealth and an average effort to fund public schools. Sets formula for distribution of supplemental funding. County may use funds to supplement local current expense funds but not to supplant local per student current expense funds. State Board to report to the Joint Legislative Education Oversight Committee before May 1, 2002, if it determines that counties have supplanted funds. Dep't of Revenue to provide reports to Dep't of Public Instruction on assessed value of property tax base.

Small School System Supplemental Funding. State Board to allocate funds (1) to each county school administrative unit with an average daily membership of fewer than 3,175 students and (2) to each county school administrative unit with an average daily membership of from 3,175 to 4,000 students if the county in which the local school administrative unit is located has a county-adjusted property tax base per student that is below the state-adjusted property tax base per student and if the total average daily membership of all local school administrative units located within the county is from 3,175 to 4,000 students. Sets forth allocation formula requirements and nonsupplant requirement. Provides that if local school administrative unit becomes ineligible for funding under formula solely because of an increase in county-adjusted property tax base per student, then funding is phased out over two years. Defines terms and requires report to Joint Legislative Oversight Committee before May 1, 2002, if Board determines that counties have supplanted funds. Local boards encouraged to use at least 20% of funds to improve academic performance of children performing at Level I or II on reading or math end-of-grade tests in grades 4 and 7.

Funds to implement the ABCs of Public Education Program. State Board to use funds appropriated for State Aid to Local School Administrative Units to provide incentive funding for schools that met or exceeded projected levels of improvement in student performance during 200-2001 school year. Incentive awards may be up to $1,500 for each teacher and for certified personnel, and $500 for each teacher assistant. Incentive awards in schools that meet the expected improvements may be up to $750 for each teacher and for certified personnel, and $375 for each teacher assistant.

Students with Limited English Proficiency. State Board to develop guidelines for identifying and providing services to students with limited proficiency in English. Sets forth formula for allocation of funds.

Expenditures for Driving Education Certificates. Authorizes State Board to use funds for each year of 2001-2003 biennium for driving eligibility certificates.

Teacher Salary Schedules. Establishes monthly salary schedule for "A" teachers ranging from minimum of $2,525 to maximum of $5,083. Establishes monthly salary schedule for "A" instructional support personnel ranging from minimum of $2,525 to maximum of $5,083. Establishes monthly salary schedule for "M" instructional support personnel ranging from minimum of $2,778 to maximum of $5,591. Provides for salary supplements. Provides for payments of school psychologists, speech pathologists, audiologists, and certified school nurses. Establishes school administrator monthly salary schedules for assistant principals through principal IV with minimum of $3,226 and maximum of $6,270. Establishes school administrator monthly salary schedules for principal V through principal VIII with minimum of $4,218 and maximum of $7,492. Provides for salary supplements. Establishes central office monthly salaries ranging from minimum of $2,932 to maximum of $7,020. Establishes superintendent monthly salaries ranging from minimum of $4,187 to maximum of $9,447. Provides for salary supplements.

Noncertified Personnel Salaries. Provides for increased funding for noncertified personnel of $625 apiece, including funds for retirement and social security contributions.

High School Exit Exams. State Board may use up to $3 million to continue to develop a high school exit exam, purchase equipment for scoring tests, and revise the reading and writing assessments.

Fairness in Testing Program. State Board to provide the Joint Legislative Education Oversight Committee with a detailed analysis of the current resources available to meet the needs of students subject to Statewide Student Accountability Standards. Amends GS 115C-288(a) to provide that in determining the appropriate grade for a pupil who is already attending a public school, the principal shall consider the pupil's classroom work and grades, scores on standardized tests, and best educational interests of the pupil. Principal shall not make the decision solely on the basis of standardized test scores. If a principal's decision to retain a child in the same grade is partially based on the pupil's scores on standardized tests, those test scores shall be verified as accurate. Amends GS 115C-36 to authorize local boards of education to provide a right to appeal the decision to retain a child. Adds GS 115C-105.41 to provide for personal education plans for students who have been placed at risk for academic failure. Amends GS 115C-174.12(a) to require accommodation for children with disabilities in testing. Requires Joint Legislative Education Oversight Committee to study the State's testing program, and requires

State Board of Education to develop and report to the Joint Committee on its objectives for the State's testing program.

Pilot Program Authorizing the Use of Mentor Funds for Full-Time Mentors. State Board to establish a pilot program to permit the Charlotte-Mecklenburg School Administrative Unit and the Wake County School Administrative Unit to use funds allocated for mentors for full-time mentors, with annual report required to State Board. State Board to report on this information to the Joint Legislative Education Oversight Committee.

Study of Programs for Initially Certified Teachers. State Board to study mentor program and performance-based licensure program to determine whether those programs provide adequate support for initially certified teachers and enhance their development. Board to report to Joint Legislative Education Oversight Committee by February 1, 2002.

Phase in ADM Reductions Due to Charter Schools. If local school unit had loss in projected average daily membership (ADM) of greater than 5% due to opening of new charter school within unit, State Board of Education may use funds from Reserve for ADM to assure that funding loss to unit does not exceed 5% in first fiscal year of charter school's operation. Board must phase out this special allotment in later fiscal years by decreasing amount of special allotment each year by amount of prior year's funding loss. Provides that local school unit that received funds for 2000-2001 fiscal year to reduce loss of funds due to shifts of enrollment to charter schools shall continue to receive funds for 2001-2002 fiscal year in amount of 100% of 2000-2001 allotment and for 20002-2003 fiscal year in amount of 50% of 2000-2001 allotment.

Medicaid Outreach. If claim for Medicaid outreach reimbursement that was submitted by local school unit and paid by federal agency is later found by agency to be inappropriate, Dep't of Public Instruction (DPI) must request that federal agency offset overpaid amount against next quarterly reimbursement due to local school unit. If federal agency does not allow offset, DPI must request repayment from local school unit as provided in agreement. If local school unit receiving overpayments fails to repay overpaid monies within time permitted, DPI may withhold overpaid amount from state funds allocated for central office of local school unit.

Funds for Noninstructional Support Personnel May Be Used for Staff Development. Amends GS 115C-105.25(b) to provide that up to 3% of state funds allocated for noninstructional support personnel may be transferred for staff development.

RESA Funds Shall Be Used for Staff Development. Effective June 30, 20001, provides that funds allocated to local school units for Regional Education Service Alliances (RESA) and not expended before July 1, 2001, shall remain available to local school units for 2001-2002 fiscal year and shall be used for RESA or for staff development.

Study Textbook Distribution System. Requires State Board of Education (Board) to contract for analysis of best and most efficient method to manage textbook distribution to local schools. Board must prepare a Request for Proposals (RFP) outlining scope of analysis required and select private consultant to perform analysis. Before awarding contract, Board must present RFP to Joint Legislative Education Oversight Committee (Committee) for comment. Board must report to Committee on results of consultant's analysis, including Board's recommendations for changes in current system. Board must make final report to Committee by April 1, 2002.

Abolish the North Carolina Professional Teaching Standards Commission and the North Carolina Standards Board for Public School Administration. Amends various statutes in GS Chapter 115C for purpose indicated in title. State Board of Education to administer program.

Guidelines for Charter School Enrollment. Amends GS 115C-238.29D(d) to provide that it is not material revision of charter application and does not require prior approval of State Board of Education (Board) for charter school to increase its enrollment during charter school's second year of operation and annually thereafter (i) by up to 10% of school's previous year's enrollment or (ii) in accordance with planned growth as authorized in charter. Other enrollment growth shall be considered material revision and Board may approve such growth of greater than 10% only if Board makes findings as specified in current version of statute.

Charter School Advisory Committee/Charter School Evaluation. State Board of Education may spend up to $50,000 annually from State Aid to Local School Administrative Units for 2001-2002 and 2002-2003 fiscal years to continue support of charter school advisory committee and to continue to evaluate charter schools.

Teacher Academy. Amends GS 115C-30.01(a) to provide that network must include professional development programs that focus on teaching strategies for teachers assigned to at-risk schools. State Board of Education must specify professional development programs for teachers assigned to smaller classes in kindergarten though fifth grade. Teacher Academy must use at least 10% of its budget for 2001-2002 fiscal year to deliver these programs to teachers.

Modify Law Regarding Children with Disabilities. Amends GS 115C-121 to change membership on Council on Educational Services for Exceptional Children as follows: (1) removes ex officio member from UNC

Planning Consortium for Children with Special Needs; (2) Governor to appoint one person with disability and one representative of private school; (3) Senate Pres. Pro Tem. to appoint one Senator and one parent of child with disability; (4) House Speaker to appoint one House member and one parent of child with disability; (5) State Board of Education to appoint 13 members (now, 12) as specified in statute. Requires that Joint Legislative Education Oversight Committee, in consultation with Dep't of Public Instruction, must examine state laws governing special education and related services for children with disabilities to identify and recommend statutory changes to bring state law in conformity with recent federal law changes. Committee to report to 2002 session on recommended changes.

Closing the Achievement Gap. Amends GS 115C-105.35 to provide that beginning with school year 2002-2003, State Board of Education (Board) must include a "closing the achievement gap" component in its measurement of educational growth in student performance for each school. Board must report its plan to include measurement of "closing the achievement gap" for each school to Joint Legislative Education Oversight Committee (Committee) by Sept. 1, 2001. Adds new GS 115C-12(30) to add duty to Board to adopt model guidelines and policies for establishment of local task forces on closing academic achievement gap. Amends GS 115C-12(27) to provide that Board must report annually to Committee and Comm'n on Improving Academic Achievement of Minority and At-Risk Students (Comm'n) on numbers of students who have dropped out of school, been suspended, expelled, or placed in an alternative program. Data must be reported in disaggregated manner and be readily available to public. Changes Comm'n interim reporting date to April 1, 2002 and final report to Jan. 10, 2003. Provides the Comm'n must determine extent to which additional fiscal resources are needed to close academic achievement gap and keep it closed.

Clarify Law Regarding Mentors for Second-Year Teachers. Provides that funds to provide mentors for teachers during their second year of teaching may be used to provide mentors for teachers whose first year of teaching was in public school in NC or another state, private school, or charter school.

Funds for Testing and Implementation of New Student Information System. State Board of Education may transfer up to $1 million in funds appropriated for Uniform Education Reporting System for 2001-2002 fiscal year to Dep't of Public Instruction to lease or purchase equipment necessary for testing and implementation of NC WISE, the new student information system in public schools.

Expenditure of Funds to Improve Student Accountability. Provides that funds appropriated for 2001-2002 and 2002-2003 fiscal years for Student Accountability Standards must be used to assist students in performing at or above grade level in reading and mathematics in grades 3-8 as measured by end-of-grade tests. State Board of Education must allocate these funds to local school units based on number of students who score at Level I or Level II on either reading or mathematics end-of-grade tests in grades 3-8. Funds in this allocation category shall be used to improve academic performance of (i) students who are performing at Level I or II on either reading or mathematics end-of-grade tests in grades 3-8 and (ii) students who are performing at Level I or II on writing tests in grades 4 and 7. Funds may also be used to improve academic performance of student who are performing at Level I or II on high school end-of-grade tests. Funds shall be allocated to local school units for 2001-2002 fiscal year within 30 days of date act becomes law. Funds appropriated for Student Accountability Standards shall not revert at end of each fiscal year but shall remain available for expenditure until August 31 of later fiscal year.

Study the Salaries of School Food Service Workers and Custodians. As title indicates. Joint Legislative Education Oversight Committee to report its findings to 2002 session.

Funds to Nonprofit School Agencies. Funds in amount of $2.5 million are appropriated in act to State Board of Education to contract with nonprofit school agencies for services.

Character Education. State Board of Education must use funds appropriated in act to develop model character education curriculum for public schools. Board may contract with outside consultant to develop curriculum.

Study of Salary Differentials for Support Personnel. Joint Legislative Education Oversight Committee must study salary differentials for instructional and noninstructional support personnel and report its recommendations to 2002 session.

Flexibility to Implement Base Budget Reduction. Dep't of Public Instruction may use salary reserve funds and other funds in its continuation budget to transfer and reclassify positions as necessary to implement based budget reductions for 2001-2003 biennium.

Funds for Instructional Supplies. Provides that funds appropriated in act for classroom/instructional supplies/equipment must be used to enable classroom teachers to purchase up to $200,000 of supplies for their classrooms. Local school units must report to Dep't of Public Instruction by Dec. 15, 2001 on implementation of this provision.

Transfer of the NC Wiseowl Web Site to the Department of Cultural Resources. As title indicates, effective July 1, 2002.

Bertie and Rutherford Counties May Acquire Property for Public Schools. Amends GS 153A-158.1(e) as title indicates.

PART XXIX. HIGH PRIORITY SCHOOL ASSISTANCE AND ACCOUNTABILITY.

Immediate Assistance to the Highest Priority Elementary Schools. Provides that of funds appropriated from General Fund to State Aid to Local School Administrative Units, $10,876,438 for 2001-2002 fiscal year and $12,237,913 for 2002-2003 fiscal year must be used to provide state's lowest-performing elementary schools with tools need to dramatically improve student achievement. Funds must be used for 37 elementary schools at which, for 1999-2000 school year, over 80% of students qualified for free or reduced-price lunches and no more than 55% of students performed at or above grade level. Additional breakdown of these funds provided in act.

Immediate Actions to Address Teacher Shortage. Provides that of funds appropriated from General Fund to State Aid to Local School Administrative Units, $2.5 million for each year of 2001-2003 biennium must be used to expand pool of qualified teachers and to provide recruitment and retention incentives to attract and retain high-quality teachers to low-performing schools and schools with shortages of teachers in certain certification areas. Additional breakdown of these funds provided in act. Joint Legislative Education Oversight Committee must study (1) effectiveness of providing benefits to part-time teachers as means to recruit certified teachers back into classroom and report by April 1, 2002, and (2) potential effectiveness of increasing size of Teaching Fellows Program to improve supply of qualified teachers for public schools.

Comprehensive Assistance to Continually Low-Performing Schools. Adds new GS 115C-105.37A to set out specified assistance to continually low-performing schools (defined as schools having received state-mandated assistance and having been designated by State Board of Education as low performing for at least two of three consecutive years).

Additions to the Local Superintendent's Plan to Improve a Low-Performing School. Amends GS 115C-105.37(a1) to provide that preliminary plan include how superintendent and other central office administrators will work with school and monitor school's progress.

Appropriations for Continually Low-Performing Schools. Provides that of funds appropriated from General Fund to State Aid to Local School Administrative Units, $1,807,256 for 2001-2002 fiscal year and $1,986,691 for 2002-2003 fiscal year must be used to provide state's chronically low-performing schools with tools to dramatically improve school achievement. Additional breakdown of these funds provided in act, which involve reduction of class size and additional staff development.

Evaluation of Initiatives to Assist High Priority Schools. Provides that of funds appropriated from General Fund to State Aid to Local School Administrative Units, $500,000 for each year of 2001-2003 biennium must be used by State Board of Education to contract with outside organization to evaluate initiatives in act. Board to make initial report to Joint Legislative Education Oversight Committee by Dec. 1, 2002 and annually thereafter.

Allocation of Federal Funds for Priority Schools. Provides that State Board of Education must make every effort to coordinate use of state and federal funds to avoid duplication or overlap of services and to ensure that benefits of smaller class sizes accrue to as many at-risk students as possible.

PART XXX. COMMUNITY COLLEGES

Community College Funding Flexibility. Provides that local community college may use all state funds allocated to it, except for Literacy Funds and Funds for New and Expanding Industries, for any authorized purpose consistent with college's Institutional Effectiveness Plan. No more than 2% system wide shall be transferred from faculty salaries without approval of State Board of Community Colleges. Board must report on any such transfers above 2% system wide to Joint Legislative Comm'n on Governmental Operations.

Permit Transfers of Funds to the New and Expanding Industry Training Program. Allows Director of Budget, after consultation with Joint Legislative Comm'n on Governmental Operations, to transfer funds from any agency or program funded from General Fund to New and Expanding Industry Training Program to supplement program's needs during 2001-2003 biennium.

Reorganization of the Human Resources Development Program. Requires State Board of Community Colleges to establish committee to develop and recommend to Board a core series of employability skills training classes that should be coded in Continuing Education Master Course List as Human Resources Development. Provides for waiver of tuition and fees as set out in act. Board must study feasibility of integrating delivery of human resource development services into framework of JobLink Career Centers and report its recommendations to Joint Legislative Education Oversight Committee (Committee) by May 1, 2002. Board to report to Committee on its reorganization of Human Resources Development Program by Jan. 1, 2003.

Management Information System Funds. Funds appropriated for Community Colleges System Office Management Information System shall not revert at end of 2000-2001 and 2002-2003 fiscal years but shall remain available until expended.

Employment Security Comm'n Funds. Appropriates from Employment Security Comm'n Training and Employment Account to Community Colleges System Office for 2001-2002 fiscal year: $18,030,725 for equipment funds; $7 million for new and expanding industry training programs; and $1.5 million for focused industrial training programs.

Modify Term of Community College Faculty Contracts. Requires State Board of Community Colleges to convert all faculty contracts to nine-month contracts covering fall and spring semesters, with supplemental contracts for summer terms.

Realignment of Accounts for Institutional and Administrative Support. Beginning with 2001-2002 fiscal year, state aid accounts 536938 through 536941 must be consolidated into single state aid account for institutional and academic support.

Study of Discrepancies in Faculty Salaries. Requires Joint Legislative Education Oversight Committee to study discrepancies in community college faculty salaries and report its findings to 2002 session.

State Board Reserve Allocations. State Board of Community Colleges must use funds from State Board Reserve in amount of $100,000 for each fiscal year to assist small rural low-wealth community colleges with operation and maintenance of plant costs if they need to assist new or expanding industries in their service delivery areas.

Consolidate and Coordinate Workforce Development Programs. Bureau of Training Initiatives funded by Worker Training Trust Fund is transferred from Dep't of Labor to Community Colleges System. No changes in organizational structure of transferred programs, other than those provided by act, may take place before Oct. 1, 2001. State Board of Community Colleges must present plan for such changes to Joint Legislative Education Oversight Committee no less than 30 days before the are proposed to become effective. Makes similar transfer of Apprenticeship Program in Dep't of Labor to Community Colleges System. Effective July 1, 2001, establishes within Dep't of Commerce an Ass't Sec'y for Employment Services and Workforce Development that must be supported by appropriate receipt funds from Comm'n on Workforce Development and Employment Security Comm'n. Except as otherwise provided, all divisions, sections, offices, and activities of Employment Security Comm'n are transferred into Dep't of Commerce. Administration of Unemployment Insurance Program, Job Service Program, Labor Market Information Program, and any other administrative functions of Employment Security Comm'n are transferred to Ass't Sec'y for Employment Services and Workforce Development. Comm'n to continue as body responsible for adjudicating claims in Unemployment Insurance Program and to be housed administratively under Dep't of Commerce Adds new GS 96-3(e) to provide that Chairman of Comm'n on May 15, 2001, shall serve as Ass't Sec'y for Employment Services and Workforce Development in Dep't of Commerce during that person's continuance in office as chairman. Requires Sec'y of Dep't of Commerce to report to Joint Legislative Comm'n on Governmental Operations by April 1, 2002, on organizational structure of workforce development programs within dep't on issues specified in act. Effective July 1, 2001, Divisions of Services for Blind, Social Services, Deaf and Hard of Hearing, Child Development, Vocational Rehabilitation and any other divisions within Dep't of Health and Human Services are directed to plan and budget funds, staff, and services to support and participate in One-Stop (JobLink) Career Center Delivery System. Effective July 1, 2001, delivery of federal and state funded workforce development services administered by Comm'n on Indian Affairs must be delivered through appropriate JobLink Career Centers.

Transfer of Cash Balances. Remaining case balance on June 30, 2001, and any interest credited to account in 2001-2002 fiscal year in Community Colleges System Budget Code 66800, Fund Code 6101 DCC Scholarships must be transferred to Budget Code 66800, Fund Code 6102 CCS Financial Assistance to support Need Based Financial Aid programs.

Asheville-Buncombe Technical Community College Funds Do Not Revert. Effective June 30, 2001, funds appropriated to cited college for its Small Business Center shall not revert at end of 2000-2001 fiscal year, but remain available for expenditure in 2001-2002 fiscal year for capital facilities and operating expenses.

Maintenance of Plant Operations. Amends GS 115D-31.2 to provide that each college that qualifies for funds must receive pro rata amount of funds that are appropriated for the purpose set out in the section. Also provides that section does not apply to college that has contract with all of counties in its service area setting out division of maintenance of plant funds.

PART XXXI. UNIVERSITIES

Aid to Private Colleges. Adds new GS 116-21.1 to require appropriations each fiscal year to UNC Board of Governors for aid to private colleges to aid NC students under GS 116-19 and to provide that funds

appropriated in compliance with section must be placed in separate, identifiable account in each eligible institution's budget or chart of accounts. Adds new GS 116-21.2 to grant to each full-time NC undergraduate student attending approved institution as defined in GS 116-22, sum to be determined by General Assembly for each academic year. Sets out provisions on administration of grants. Expenditures may not be used for any student (1) incarcerated in state or federal correctional facility for committing Class A, B, B1, or B2 felony; or (2) incarcerated in state or federal correctional facility for committing Class C through I felony and is not eligible for parole or release within 10 years. Adds new GS 116-21.3 to provide that no legislative tuition grant funds may be expended for program at off-campus site or private institution established after May 15, 1987, unless (i) private institution offering program has previously notified and secured agreement from other private institutions operating degree programs in county in which off-campus program is located or operating in counties adjacent to that county, or (ii) degree program is neither available nor planned in county with off-campus site or in counties adjacent to that county. Funds appropriated in act shall provide under GS 116-19, 116-21, 116-21.1, and 116-22, up to $1,100 per full-time equivalent NC undergraduate student enrolled at institution as of Oct. 1, 2001, for 2001-2002 fiscal year and up to same amount for student enrolled at institution as of Oct. 1, 2002, for 2002-2003 fiscal year. Funds appropriated in act shall provide under GS 116-21.2 legislative tuition grants to each full-time NC undergraduate up to $1,800 for 2001-2002 academic year and same amount for 2002-2003 academic year.

Academic Common Market Pilot Program. Authorizes UNC Board of Governors to establish pilot program for participation in Southern Regional Education Board's Academic Common Market at the graduate program level. Sets out program specifics in act.

Aid to Private Medical Schools/Funding Formula. Adds new GS 116-21.3 to set out funding formula for continuation of financial assistance to medical schools of Duke University and Wake Forest University. Disbursement to Wake Forest University must e made in the amount of $8,000 for each medical student who is NC resident, $1,000 of which shall be placed by school in fund to be used to provide financial aid to needy NC students who are enrolled in medical school. Similar provision for Duke University, except amounts are $5,000 and $500, respectively.

Study Professional Development Programs for Public School Professionals. Amends GS 115C-12(26) to provide that State Board of Education must identify state and local needs for professional development for professional public school employees based upon state's educational priorities for improving achievement, and recommend strategies for addressing these needs. Board to report findings to Joint Legislative Education Oversight Committee, Senate Pres. Pro Tem., House Speaker, and UNC Board of Governors before Jan. 15, 2002. Board must evaluate reports submitted by Board of Governors under GS 116-11(12a) to determine whether programs for professional development provided by Center for School Leadership Development address state and local needs identified by State Board of Education and whether programs are using strategies identified by State Board. Requires Joint Legislative Education Oversight Committee to hire independent consultant to study and make recommendations concerning professional development for public school professionals in NC, review consultant's findings and recommendations, and submit committee's recommendations to 2002 session.

Teacher Assistant Scholarship Fund. Adds new GS 116-209.35 to create Teacher Assistant Scholarship Fund to provide scholarships to teacher assistants who are pursuing college degrees to become teachers. State Education Assistance Auth'y to administer fund. Of funds appropriated to UNC Board of Governors $1 million must be allocated to Auth'y to implement fund.

UNC Budget Flexibility/Must Honor Budget Reductions. Provides that neither Office of General Administration of UNC nor any special responsibility constituent institution may expend or use any of following funds to modify budget reductions imposed by act: (1) General Fund moneys appropriated by act; and (2) General Fund current operations appropriations credit balances remaining at end of fiscal year that are carried forward to next fiscal year.

Offer Model Teacher Education Programs Through Distance Education. Establishes two pilot programs based on "2 + 2" model to be located at Appalachian State University and UNC at Wilmington. Requires UNC Board of Governors to report to Joint Legislative Education Oversight Committee annually concerning model teacher education pilot programs established by act.

UNC Exempt from State Surplus Property Agency/Retain Receipts from Sale of Recyclable Materials or from Recycling Activities. Adds new GS 143-64.6 to provide that UNC Board of Governors may adopt rules and procedures for sale of supplies, materials, and equipment of constituent institutions that are surplus, obsolete, or unused. Each constituent institution may retain receipts derived from transfer or sale of recyclable material and may use the receipts to defray costs of its recycling activities.

Substitution of UNC-CH Bond Projects/Local Zoning Authority Exemption for Horace Williams Campus. Substitutes "Information Technology Office Facility" for "Comprehensive Renovation and Conversation for

Information Technology and Data Processing" in UNC-Chapel Hill bond projects. Amends GS 160A-392 to provide that erection, construction, or use of buildings located on main campus or Horace Williams campus of UNC at Chapel Hill shall not be subject to zoning auth'y of municipality or any local act.

Masters Ed. Administration at A & T State, NCCU, UNC-Pembroke/Study Possible Pharmacy School at ECSU. UNC Board of Governors must include Master of School Administration program at NC A & T University, NC Central University, and UNC at Pembroke. UNC Board of Governors must study feasibility of establishing School of Pharmacy at Elizabeth City State University; Board must report its findings and recommendations to Joint Legislative Education Oversight Committee by April 1, 2002.

UNC Board of Governors May Authorize Management Flexibility for Special Responsibility Constituent Institutions. Adds new Part 3A to Art. 1 of GS Ch. 116 for purpose indicated in title. Among its provisions are the following: (1) Board of Trustees shall, on recommendation of Chancellor, appoint and fix compensation of vice-chancellors, senior academic and administrative officers, and any person having permanent tenure at its institution.(2) Board of Trustees may recommend to UNC Board of Governors tuition and fees for program-specific and institution-specific needs at its institution without regard to whether an emergency exists and not inconsistent with actions of General Assembly. Institution shall retain any tuition and fees set pursuant to this authority for use by institution. (3) Employees of institution are considered employees of state and are subject to all provisions of state law relevant to state employees; provided, however, except as to provisions of Articles 5, 6, 7, and 14 of Ch. 126 of General Statutes, provisions of that chapter shall not apply to employees of institution, and policies and procedures governing terms and conditions of employment of employees shall be adopted by institution's Board of Trustees. Concerning employees who are faculty, no policies and procedures may be inconsistent with policies established by, or adopted pursuant to delegation from UNC Board of Governors. Sets out details of authority of Board of Trustees to set personnel policies. (4) Board of Trustees shall establish policies and rules for acquiring or disposing of any interest in real property for use of its institution. Specifies review by State Property Office. (5) Board of Trustees shall establish policies and rules governing institution's purchasing and surplus property requirements. Specifies review by Division of Purchase and Contract. (6) Board of Trustees shall establish policies and rules governing institution's planning, acquisition, implementation, and delivery of information technology and telecommunications. Specifies review by Office of Information Technology Services. (7) Requires Board of Trustees to report to UNC Board of Governors its adoption of any policies, procedures, and rules discussed above.

PART XXXII. SALARIES AND EMPLOYEE BENEFITS

Governor and Council of State/No Salary Increases. Provides no salary increases for Governor and members of Council of State.

Nonelected Department Head/No Salary Increases. Provides no salary increases for nonelected dep't heads.

Certain Executive Branch Officials/No Salary Increases. Provides no salary increases for certain executive branch officials, such as chairmen, Alcoholic Beverage Comm'n, Parole Commission, and Utilities Comm'n; State Controller; Comm'r of Banks.

Judicial Branch Officials/No Salary Increases. Provides no salary increases for certain judicial branch officials, such as appellate justices and judges, and superior and district court judges. Sets average salaries of assistant district attorneys and assistant public defenders at $60,191 and minimum salaries at $31,035, effective July 1, 2001; both average salary figures are increases of $625. Effective July 1, 2001, salaries are increased by $625 for full-time employees of Judicial Dep't whose salaries are not otherwise set out in act.

Clerk of Superior Court Salary Increases. Effective July 1, 2001, amends GS 7A-101(a) to increase by $625 annual salary schedules of clerk of superior court.

Assistant and Deputy Clerks of Court/Salary Increase. Effective July 1, 2001, amends GS 7A-102(c1) to increase by $625 annual minimum and maximum salary schedules of assistant and deputy clerks of superior court.

Magistrates' Salary Increases. Effective July 1, 2001, amends GS 7A-171.1 to increase by $625 various annual salary schedules of magistrates.

General Assembly Principal Clerks. Effective July 1, 2001, amends GS 120-37(c) to increase by $625 annual salary of principal clerks.

Sergeant-At-Arms and Reading Clerks. Effective July 1, 2001, amends GS 120-37(b) to increase by $625 weekly salary of sergeant-at-arms and reading clerks.

Legislative Employees. Requires Legislative Services Officer to increase salaries of nonelected employees of General Assembly for fiscal year 2000-2001 by $625.

Community Colleges Personnel/Salary Increases. Effective July 1, 2001 provides funds to Community Colleges Systems Officer for average annual salary increase of $625 for permanent full-time community college institutional personnel supported by state funds.

University of North Carolina System/EPA Salary Increases. Director of Budget must transfer to UNC Board of Governors funds to provide annual average salary increase of $625 for UNC employees, except teachers of School of Science and Mathematics, whose salaries are exempt from State Personnel Act. Funds to be allocated to individuals according to rules adopted by Board of Governors. Provides for average annual increase of 2.86% for teaching employees of Schools of Science and Mathematics; funds to be allocated to individuals according to rules adopted by Board of Governors. All provisions are effective July 1, 2001.

Most State Employees. Effective July 1, 2001, provides for salary increase of $625 for permanent full-time state employees other than those employees whose salaries are set elsewhere in act. Provides for pro rata increase for permanent part-time state employees. Authorizes state agencies and dep'ts to increase on equitable basis the rate of pay of temporary and permanent hourly state employees, subject to availability of funds in particular agency or dep't, effective July 1, 2001.

All State Supported Personnel. Technical provisions.

Temporary Sales Tax Transfer for Wildlife Resources Comm'n Salaries. Technical provisions.

Clean Water Management Trust Fund Personnel. Makes employees of Clean Water Management Trust Fund exempt from State Personnel Act.

Amend Salary Reserve. Effective when act becomes law, adds new GS 143-23.3 to provide that any proposed employee salary increases to be funded from salary reserves within any individual state agency that may cause either: (i) salary increase for all positions in single position classification, or (ii) intraagency-wide salary increases across multiple individual position classifications, shall not be granted until Director of Budget has first consulted with Joint Legislative Comm'n on Governmental Operations. Provision does not apply to proposed employee salary increases to be funded out of salary reserves for faculty positions at constituent UNC institutions. Provides that salary reserve may be used only for following: (1) increase salary of other positions due to promotion or reclassification; (2) fill position at salary higher than that at which position was vacated; or (3) create new position provided position is first approved by act of General Assembly.

Salary Adjustment Fund. Any remaining appropriations for legislative salary increases not required for that purpose may be used to supplement Salary Adjustment Fund.

State Employee Health Plan Changes. Effective July 1, 2002, adds new GS 135-39.5(26) to authorize executive administrator and Board of Trustees to increase annually amount of annual deductible and annual aggregate maximum deductible, using CPI-Medical Index as specified in act. (The following provisions discussed in this paragraph are effective July 1, 2001.) Amends GS 135-40.1(2) to increase from $250 to $400 annual deductible for employee, retired employee, or dependent and from $750 to $1,200 annual aggregate deductible Repeals GS 135-40.5(d) (second surgical opinions required under certain circumstances). Amends GS 135-40.5(g) to increase copayment. (1) from $15 to $25 for each branded prescription; (2) from $20 to $35 for each branded prescription with generic equivalent drug; and (3) from $25 to $40 for each branded or generic prescription not on formulary used by plan. Prescriptions shall be for no more than a 30-day (now, 34-day) supply for purposes of copayments. Provides that plan and its pharmacy benefit manager shall not provide coverage for growth hormone and weight loss drugs and anti-fungal drugs for treatment of nail fungus and botulinium toxin, and other outpatient drugs authorized by executive administrator, without approval in advance by pharmacy benefit manager. Amends GS 135-40.6 to increase from $1,000 to $1,500 maximum out-of-pocket expenses per fiscal year as provided in section. Amends GS 135-40.6(1)f. to include speech and occupational therapy along with physical therapy. Amends GS 135-40.6(3) to limit skilled nursing facility benefits to maximum of 80 days per fiscal year. Amends GS 135-40.6(8)m. change maximum cardiac rehabilitation charges from $650 to greater of $1,300 or 60 days per fiscal year and makes changes in scope of coverage. Amends GS 135-40.6(9)f. to delete exclusion from coverage for therapeutic shoes for diabetes or other high risk conditions. Amends GS 135-40.6A(b) to authorize procedures to require prior medical approval for varicose vein surgery, botulinimum toxin, and outpatient prescription drugs for growth hormone, weight loss, and anti-fungal drugs for treatment of nail fungus. Amends GS 135-40.9 to increase maximum lifetime benefit from $2 million to $5 million.

Salary-Related Contributions/Employers. Sets state's employer contribution rates for retirement and related benefits for various retirement plans for each year of 2001-2003 biennium.

Provide Cost-of-Living Increases for Retirees of the Teachers' and State Employees' Retirement System, the Judicial Retirement System, and the Legislative Retirement System. Provides for 1.6% increase.

Increase Local Retirement Benefits. Provides for 1.7% increase.

Optional Retirement Program for the North Carolina Community Colleges System. Effective Jan. 1, 2002, adds new GS 135-5.4 to create optional retirement program for state-funded community colleges as specified in section.

To Shorten the Amount of Time Retired Teachers Must Be Retired Before They Return to Work. Effective July 1, 2001 and expires June 30, 2003, amends GS 135-3(8)c. and GS 115C-325(a)(5a) to reduce time from twelve to six months.

Retirement System Actuary. Requires State Treasurer to report to General Assembly no later than Dec. 31, 2001, about effectiveness of actuarial services for specified retirement systems and whether future selection should be made after competitive bid process.

University System Optional Retirement Plan for Senior Administrators/AG Extension. Amends GS 135-5.1(a) to extend eligibility for optional retirement program to field faculty of Cooperative Agriculture Extension Service and tenure track faculty in NC State University agriculture research programs who are exempt from State Personnel Act and who are eligible for membership in Teachers' and State Employees' retirement system.

PART XXXIII. CAPITAL APPROPRIATIONS

Capital Improvements-General Fund	2001-2002
Dep't of Environment and Natural Resources	32,936,000
Repairs and Renovations Reserve Account	100,000,000
TOTAL	132,936,000

Effective June 30, 2001 and for 2000-2001 fiscal year only, provides that funds shall not be reserved to Repairs and Renovations Reserve Account (Account), and State Controller shall not transfer funds from unreserved credit balance to Account on June 30, 2001.

Water Resources Development Project Funds. Dep't of Environmental and Natural Resources to allocate funds appropriated in act for water resources development projects to following projects whose costs are as indicated:

Name of Project	2001-2002
Wilmington Harbor Deepening	22,000,000
Morehead City Harbor Maintenance	500,000
Wilmington Harbor Maintenance	200,000
Manteo (Shallowbag) Bay Channel Maintenance	2,500,000
B. Everett Jordan Lake Water Supply	100,000
John H. Kerr Reservoir Operations Evaluation	400,000
Brunswick County Beaches Nourishment Supplement	927,000
Wrightsville Beach Nourishment	518,000
Dare County Beaches design	338,000
Indian Beach-Salter Path Nourishment	900,000
Bogue Banks Beach Protection Study	350,000
Surf City/North Topsail Beach Protection Study	150,000
West Onslow Beach Protection Re-Analysis (Topsail Beach)	116,000
Currituck Sound Water Management Study	200,000
Deep Creek Yadkin County	500,000
State Local Projects (individual projects specified in act)	2,000,000
Aquatic Weed Control Lake Gaston and Statewide	200,000
Adkin Branch Flood Control	120,000
Neuse River Basin Flood Control Feasibility Study	100,000
Little Sugar Creek Restoration projects	360,000
Emergency Flood Control Projects	187,000
Projected Feasibility Studies	120,000
Planning Assistance to Communities	150,000
Total	32,936,000

Requires Dep't to make quarterly reports (as specified in act) on use of these funds to Joint Legislative Comm'n on Governmental Operations, Fiscal Research Division, and Office of State Budget and Management.

Part XXXIV MAKE TAXES EQUITABLE BY REMOVING UNFAIR LOOPHOLES.

Equalize Taxation of HMOs and Medical Service Companies. Effective for taxable years beginning on or after Jan. 1, 2001, amends GS 105-228.5(a) to make health maintenance organizations subject to taxes on gross premiums and amends GS 105-228.5(d) to set tax at 1% of gross premiums. Amends GS 105-228.5(c) to exempt

from tax the following premiums, to extent federal law prohibits their taxation under article: (1) federal employees health benefits plan premiums; and (2) Medicaid or Medicare premiums.

Equalize Taxation of Satellite TV and Cable TV. Effective for sales made on or after Oct. 1, 2001, adds new GS 105-164.4(a)(6) to provide that rate of 6% applies to gross receipts derived from providing cable television service to subscribers in state and to gross receipts derived from providing direct-to-home satellite services in state. If any gross receipts derived from providing cable television service are subject to franchise tax during reporting period, rate of tax levied under this article on those gross receipts for that reporting period is reduced by rate of franchise tax levied on gross receipts under GS 153A-154 or 160A-214, as applicable, for reporting period.

Eliminate the Exemption on Sales of Fertilizers and Seed to Non-Farmers. Effective for sales made on or after August 1, 2001, amends GS 105-164.13(1) and (2) for purpose indicated in title.

Tax All Telecommunications Services Equally. Adds definitions of "mobile telecommunications service," "prepaid telephone calling arrangement," "service address," and "telecommunication service" to GS 105-164.3. Repeals GS 105-164.3(25) (definition of utility). Deletes references to local telecommunication service in GS 164.4(a)(4a) so 3% rate applies only to gross receipts derived from sales of electricity. Rewrites GS 105-164.4(a)(4c) so it provides that rate of 6% applies to gross receipts derived from providing telecommunications service, and telecommunications service is taxed under new GS 105-164.4B (discussed below). Adds new GS 105-164.4(a)(4d) to provide that sale or recharge of prepaid telephone calling arrangements is taxable at general rate of tax; tax applies regardless of whether tangible personal property, such as a card or telephone, is transferred; prepaid telephone calling arrangements taxed under this subdivision are not subject to tax as telecommunications device; prepaid telephone calling arrangements are taxable at point of sale instead of at point of use.

Adds new GS 105-164.4B to provide that gross receipts derived from providing telecommunications service in state are taxed at rate set in GS 105-164.4(a)(4c) (see discussion above). Provides that mobile telecommunications service is provided in state if customer's service address is in state and call originates or terminates in state. Specifies in detail what is or is not included in gross receipts derived from telecommunications service. Specifies when tax applies to gross receipts from taxable service in bundle when service is bundled with service that is not taxable. Sets manner of taxation of gross receipts derived from interstate private communications service. Sets $50,000 limit on gross receipts tax on call center under specified circumstances. Amends GS 105-164 16(c) to require monthly return, thus eliminating quarterly return.

Adds new GS 105-164.44F to provide for distribution to cities of part of telecommunications taxes imposed by GS 105-164 4(a)(4c). Sec'y must make distribution within 75 days after end of each calendar quarter. Amount that must be distributed is 18.62% of net proceeds of taxes collected during the quarter, minus $2,620,948. Contains additional provisions on share to cities depending on when they were incorporated. Repeals GS 105-120 (franchise or privilege tax on telephone companies). Adds new GS 105-467(6) to limit to 1% sales tax on the sales price of prepaid telephone calling arrangements taxed as tangible personal property under GS 105-164.4(a)(4d).

Requires Dep't of Revenue to report to Revenue Laws Study Committee by Oct. 1, 2003, on amounts collected and distributions made to local gov'ts. On or before Oct. 1, 2007, Dep't must report to Committee any recommendations it has to adjust distributions to local gov'ts. Dep't must consult with League of Municipalities in developing recommendations

Privilege license taxes. Amends GS 153A-152 and GS 160A-211 to prohibit cities and counties from imposing a license, franchise or privilege tax on companies taxed under GS 105-164.4(a)(4c) [telecommunications services]. Directs the Utilities Commission to lower the rate set for local telecommunications service to reflect the lowering of tax liabilities for local telecommunications providers. Directs Revenue Laws Study Committee to recommend changes to the 2002 session if needed to conform with the federal Mobile Telecommunications Sourcing Act. Amends GS 105-164.4(a) to apply the rate of 6% to gross receipts derived from interstate telecommunications services. Tax rate on interstate telecommunications is effective Aug. 1, 2001, and expires Jan. 1, 2002. Remainder of section is effective Jan. 1, 2002.

Impose Franchise Tax on Corporate-Affiliated LLCs. Amends GS 105-114 to set amount of limited liability company income, assets, liabilities and equity attributed to corporate members. If governing documents of LLC provide for less than 70% of assets to be distributed to member or affiliated corporations on dissolution, then none of LLC income, assets, liabilities or equity is attributeable to member corporations. Otherwise the new statute provides for calculation of percentage of LLC tax items attributable to member or affiliated corporations. Effective Jan. 1, 2002.

Provide Corporate Income Tax Adjustments for Certain Transactions Between Related Members Pertaining to Trademarks. Adds new section to part 1 of art. 4 of GS 105 to provide optional tax treatment for royalty payments for use of trademarks in North Carolina when recipient and payer are related. Allows such payments to be either deducted by the payer and included in the income of recipient, or added back to income of payer and excluded from income of recipient. Makes provision for appropriate adjustments to federal taxable income. Effective for taxable years beginning on or after Jan. 1, 2001.

Conform North Carolina's Subsidiary Dividend Deduction to the Generally Accepted Treatment Used in Other States. Repeals GS 105-130.5(a)(7) and GS 105-130.7(b). Amends GS 105-130.5(b) to add deductions from federal taxable income for dividends treated as received from sources outside the U.S. as determined under sec. 862 of the Internal Revenue Code, to the extent included in federal taxable income, and for any amount included in federal taxable income under sec. 78 or sec. 951 of the Internal Revenue Code. Effective for taxable years beginning on or after Jan. 1, 2001.

Eliminating the Children's Health Insurance Tax Credit. Repeals GS 105-151.27, effective for taxable years beginning on or after Jan. 1, 2001.

Update Internal Revenue Code. Changes definition of "code" in GS 105-228.90(b)(1b) to reference the 2001 Internal Revenue Code. Repeals GS 105-130.5(a)(13). Provides transition rule for amendments to Internal Revenue Code enacted in 2000. Effective for taxable years beginning on or after Jan. 1, 2001, except repeal of GS 105-130.5(a)(13) is effective for taxable years beginning on or after Jan. 1, 2002.

Accelerate Payment of Withholding Taxes. Amends GS 105-163.6 to reduce threshold for paying periodic withholding on monthly versus quarterly basis from $500 to $100. Authorizes Dep't of Revenue to withhold no more than $75,000 from collections under art. 4 of GS 105 in the first two quarters of 2001-2002 to implement this section. Effective as to Dep't of Revenue July 1, 2001, and otherwise effective Jan. 1, 2002.

Review all tax credits periodically. States intention of legislature that tax credits should sunset every three years and should therefore be reviewed regularly. Provides sunset dates for specified tax credits under GS 105, effective Jan. 1, 2003.

PART XXXV. BUDGET FEE PROVISIONS.

Regulatory Fee for Utilities Commission. Sets percentage rate for calculating public utility regulatory fee under GS 62-302(b)(2) at 0.1%. Sets annual fee for The North Carolina Electric Membership Corporation for 2001-2002 at $200,000. Effective July 1, 2001.

Insurance Regulatory Charge. Sets percentage rate for calculating insurance regulatory charge under GS 58-6-25 at 6.5% for calendar year 2001.

Increase Nonresident Search Fee. Amends GS 121-5(d) to raise fee to $25 (was, $10.) Effective July 1, 2001.

Statewide Accounts Receivable Program. Amends GS 147-86.22 to allow use of collection agencies and to impose a collection assistance fee of 20% of overdue debt on debts unpaid after 30 days after the require fee notice is mailed

DHHS Facility Services Fees. Amends GS 131D-2(b)(1), GS 131E-77(d), GS 131E-102(b), GS 131E-147(b), and GS 131E-202(b) to provide that Dep't shall charge adult care home a nonrefundable annual license fee of $10.00 per licensed bed. Amends GS 131 E-138(c) to provide that Dep't shall charge applicant for license a nonrefundable annual license fee of $100.00. Amends GS 14-45.1(a) to provide that Dep't shall charge the facility a nonrefundable annual certification fee of $400.00. Adds GS 131E-115 to provide for annual fee of $10.00 per licensed skilled nursing bed in continuing care retirement communities and makes conforming change in GS 131D-10 and GS 122C-23.

Increase Butner Taxes. Amends Section 1 of SL 1983-830 to increase tax from 20 cents per $100 of valuation of property to 30 cents per $100, effective for taxes imposed for taxable years beginning on or after July 1, 2001. Provides that tax collectors of Durham and Granville Counties shall annually collect a tax of 40 cents per $100 valuation of property (was, 30 cents) in Butner Fire and Police Protection District, effective July 1, 2002.

Community College Fuel Tax Exemption. Amends GS 105-449.88 to add to list of exemptions from the excise tax motor fuel sold to a community college for use for community college purposes.

PART XXXVI. MISCELLANEOUS PROVISIONS

Effective Date. Except as otherwise provided, this act becomes effective July 1, 2001.

HOUSE BILLS

H 235. SANITARY DISTRICT ECONOMIC DEVELOPMENT. Intro. 2/26/01. Senate committee substitute makes the following changes to 1st edition. Adds provision to GS 130A-55 that the procedural requirements of GS 158-7.1(c) shall apply to actions of a sanitary district under this subdivision as if it were a city.

H 375. DSS CHANGES. Intro. 3/1/01. Senate amendment makes the following changes to 3rd edition. Amends the bill to replace the phrase "stepparent, adult member of the juvenile's household, or adult relative entrusted with the juvenile's care" with the phrase "or caretaker served with a copy of the summons pursuant to GS 7B-407"or simply with the term "caretaker."

H 438. CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE. Intro. 3/1/01. Conference report recommends the following changes to 1st edition to reconcile matters in controversy. Makes technical changes only.

H 452. EMERGENCY MEDICAL SERVICES ACT UPDATE-AB. Intro. 3/11/01. Senate committee substitute makes the following changes to 3rd edition. Amends GS 143-507 to retitle section as "Establishment of Statewide Emergency Medical Services System" and to provide that the system includes Emergency Medical Services and also includes first aid by members of the community; public knowledge and easy access into the system; prompt emergency medical dispatch of well-designed, equipped, and staffed ambulances; effective care by trained and credentialed personnel with appropriate disposition at the scene of the emergency and while in transit; communications with the treatment center while at the scene and while in transit; routing and referral to the appropriate treatment facility; injury prevention initiatives; wellness initiatives within the community and the public health system; and follow-up lifesaving and restorative care.

H 899. AMEND OBSTRUCT OR DELAY PUBLIC OFFICER. Intro. 3/29/01. Senate committee substitute makes the following changes to 3rd edition. Amends GS 14-233 to provide that if any person shall willfully and unlawfully physically resist a public officer in discharging or attempting to discharge a duty of his or her office, the person shall be guilty of a class 2 misdemeanor (was, class 1). Provides that if any person shall willfully or unlawfully delay or obstruct a public officer, person is guilty of a class 3 misdemeanor (was, class 2).

H 1078. STUDY FIREFIGHTERS' EARLY RETIREMENT. Intro. 4/11/01. House committee substitute makes the following changes to 1st edition. Replaces original bill with *AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMISSION ON EARLY RETIREMENT FOR CAREER FIREFIGHTERS.* Creates study comm'n to study the feasibility of providing for a 25-year retirement for members of the Local Government Employees' Retirement System (LGERS) who are employed as career firefighters. Comm'n to consist of ten members, five appointed by the President Pro Tem. of the Senate, and five appointed by the Speaker of the House. Final report to be submitted on or before the convening of the 2002 Regular Session of the 2001 General Assembly.

H 1324. AMEND RETIREMENT DEFINITIONS. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Changes special protection for "nonresident" aliens to "nonimmigrant" aliens.

LEGISLATION ENACTED

SL 2001-106 (S 336). CABARRUS AMBULANCE SERVICE. *AN ACT TO MAKE IT UNLAWFUL TO FRAUDULENTLY OR UNNECESSARILY OBTAIN AMBULANCE SERVICES IN VARIOUS COUNTIES OR iN HALIFAX COUNTY.* Summarized in *Daily Bulletin* 3/5/01, 3/15/01, 5/7/01, 5/15/01. Enacted May 23, 2001. Effective December 1, 2001.

SL 2001-107 (S 453). LEXINGTON/WINSTON-SALEM VEGETATION ORDINANCE. *AN ACT AUTHORIZING THE CITIES OF LEXINGTON AND WINSTON-SALEM TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF OVERGROWN VEGETATION ORDINANCES.* Summarized in *Daily Bulletin* 3/14/01, 3/29/01, 5/16/01. Enacted May 23, 2001. Effective May 23, 2001.

SL 2001-108 (S 262). EXPUNGE IMPROPER CRIM. CHARGE/IDENTITY FRAUD. *AN ACT TO PROVIDE THAT A PERSON IMPROPERLY CHARGED WITH A CRIMINAL OFFENSE AS A RESULT OF IDENTITY*

FRAUD MAY HAVE HIS OR HER RECORD EXPUNGED. Summarized in *Daily Bulletin* 2/27/01, 4/18/01, 5/2/01. Enacted May 24, 2001. Effective October 1, 2001.

SL 2001-109 (S 541). SANITATION RULES/FAMILY FOSTER HOMES EXEMPT. *AN ACT TO EXEMPT SINGLE-FAMILY DWELLINGS USED AS FAMILY FOSTER HOMES OR THERAPEUTIC HOMES FROM SANITATION REQUIREMENTS.* Summarized in *Daily Bulletin* 3/19/01, 4/19/01, 5/3/01. Enacted May 24, 2001. Effective May 24, 2001.

SL 2001-110 (S 882). CONFORM NC LAW TO COMMODITIES EXCHANGE ACT. *AN ACT TO CONFORM THE LAW GOVERNING CONTRACTS FOR "FUTURES" TO THE FEDERAL COMMODITY EXCHANGE ACT.* Summarized in *Daily Bulletin* 4/4/01 and 5/3/01. Enacted May 24, 2001. Effective October 1, 2001.

SL 2001-111 (H 386). COMMUNITY COLLEGE AUDIT PROCEDURES-AB. *AN ACT TO MODIFY THE AUDIT PROCEDURES FOR COMMUNITY COLLEGE PROGRAMS.* Summarized in *Daily Bulletin* 3/1/01, 3/14/01, 5/3/01. Enacted May 24, 2001. Effective July 1, 2001.

SL 2001-112 (H 421). BUDGET APPROVAL PROCESS/COMM. COLLEGES. *AN ACT TO MODIFY THE PROCEDURE FOR SUBMITTING LOCAL BUDGETS TO THE STATE BOARD OF COMMUNITY COLLEGES FOR APPROVAL.* Summarized in *Daily Bulletin* 3/1/01 and 4/9/01. Enacted May 24, 2001. Effective July 1, 2001.

SL 2001-113 (H 609). WELL CONSTRUCTION STANDARDS/RULE MAKING. *AN ACT TO SPECIFY THE MINIMUM SEPARATION DISTANCES BETWEEN A WELL SERVING CERTAIN SINGLE-FAMILY DWELLINGS AND CERTAIN OTHER STRUCTURES ON THE SAME LOT AND TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO ADOPT A TEMPORARY RULE TO INCORPORATE THOSE MINIMUM SEPARATION DISTANCES.* Summarized in *Daily Bulletin* 3/14/01 and 4/18/01. Enacted May 24, 2001. This act is effective retroactively to the date on which it is ratified. If the Environmental Management Commission adopts a temporary rule as provided in Section 2 of this act, Section 1 of this act expires when the temporary rule becomes effective.

SL 2001-114 (H 1108). PERSON/CASWELL LAKE ELIGIBLE FOR TRUST FUNDS. *AN ACT TO PROVIDE THAT PUBLIC AUTHORITIES ARE ELIGIBLE FOR GRANTS FROM THE PARKS AND RECREATION TRUST FUND.* Summarized in *Daily Bulletin* 4/11/01 and 4/19/01. Enacted May 24, 2001. This act is effective when it becomes law and applies to grants awarded on or after that date.

SL 2001-115 (H 342). ESC RECORDS/EVIDENCE-AB. *AN ACT RELATING TO THE ADMISSIBILITY, PHOTOGRAPHIC REPRODUCTION AND RETENTION OF RECORDS OF THE EMPLOYMENT SECURITY COMMISSION.* Summarized in *Daily Bulletin* 3/1/01. Enacted May 24, 2001. Effective December 1, 2001.

SL 2001-116 (S 132). HEALTH INSURANCE/COLORECTAL CANCER SCREENING. *AN ACT TO REQUIRE HEALTH INSURANCE PLANS TO PROVIDE COVERAGE FOR COLORECTAL CANCER SCREENING.* Summarized in *Daily Bulletin* 2/13/01 and 3/14/01. Enacted May 24, 2001. Effective January 1, 2002, and applies to all health benefit plans that are delivered, issued for delivery, or renewed on and after that date..

SL 2001-117 (H 261). AMEND STATE VETERANS HOME ACT-AB. *AN ACT TO AMEND THE STATE VETERANS HOME ACT.* Summarized in *Daily Bulletin* 2/27/01 and 5/9/01. Enacted May 24, 2001. Effective May 24, 2001.

NEXT SESSIONS

Wednesday, May 30, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 12:00 noon.

2001/73

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 73 Vol. 2001, No. 73 Senate Legislative Day 73

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Wednesday, May 30, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
May 30, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0078 GRANDPARENTS AS SUPERVISING DRIVERS.	S	REPTD FAV
H0114 AMERICAN EX-PRISONERS OF WAR HIGHWAY.	S	REPTD FAV
H0235 SANITARY DISTRICT ECONOMIC DEVELOPMENT. 05-29-01	S	PASSED 2ND & 3RD READING
H0311 INDIAN TRIBE UNEMPLOYMENT OPTION. 04-04-01	S	PASSED 2ND & 3RD READING
#H0352 RISK SHARING PLAN SUNSET REPEAL.	H	SIGNED BY GOV. 5/25/2001
	HR	CH. SL 2001-122
#H0434 AMEND RULE 9(J). 04-19-01, 04-25-01	H	SIGNED BY GOV. 5/25/2001
	HR	CH. SL 2001-121
H0436 ELECTROLYSIS BOARD FEES. 03-28-01	H	PRES. TO GOV. 5/30/2001
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE. 05-10-01, 05-30-01	HA	CONF REPORT ADOPTED
	SA	CONF REPORT ADOPTED
#H0446 JOINT ABC STORE OPERATIONS.	H	SIGNED BY GOV. 5/25/2001
	HR	CH. SL 2001-128
H0452 EMERGENCY MEDICAL SERVICES ACT UPDATE. 04-16-01, 04-18-01, 05-29-01	S	PASSED 2ND & 3RD READING
H0553 U.S. WARTIME MILITARY VETERAN SPECIAL PLATE. 05-22-01	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE

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#H0608 SCHOOL EMPLOYEE HEALTH CERTIFICATE.	H	SIGNED BY GOV. 5/25/2001
	HR	CH. SL 2001-118
04-17-01, 05-09-01		
H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
04-09-01, 05-24-01		
H0665 EXTEND LIMITATIONS FOR SOME INTENTIONAL TORTS.	H	PRES. TO GOV. 5/30/2001
H0687 "FIRST IN FORESTRY" SPECIAL PLATES.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-22-01		
#H0723 APPOINTED MEMBER'S STATEMENT OF ECONOMIC INT.	H	SIGNED BY GOV. 5/25/2001
	HR	CH. SL 2001-119
04-09-01		
#H0758 HONORING CHARLES CALLOWAY 'C.C.' ROSS.	H	RATIFIED
	HR	CH. RES 2001-15
H0759 HARLEY OWNERS' GROUP LICENSE PLATE.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-22-01		
H0800 SPEAKER'S APPOINTMENTS.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
05-22-01		
#H0837 CIVIL PENALTY AUTHORITY/PUBLIC HEALTH VIOLATIONS	H	SIGNED BY GOV. 5/25/2001
	HR	CH. SL 2001-120
H0899 AMEND OBSTRUCT OR DELAY PUBLIC OFFICER.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/6/2001
04-11-01, 04-16-01, 05-29-01		
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-16-01, 05-30-01		
H1045 RESTORE WORKERS' COMP. STABILITY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-18-01, 04-23-01, 05-30-01		
H1053 ACTION ON CONSTRUCTION PAYMENT BOND.	H	PRES. TO GOV. 5/30/2001
#H1143 SPORTS CLUB ABC PERMITS.	H	SIGNED BY GOV. 5/25/2001
	HR	CH. SL 2001-130
04-11-01, 04-12-01		
#H1285 DELAY PRAXIS II TEST FOR NEW TEACHERS.	H	SIGNED BY GOV. 5/25/2001
	HR	CH. SL 2001-129
05-09-01		
H1324 AMEND RETIREMENT DEFINITIONS.	H	PASSED 2ND & 3RD READING
05-29-01		
H1341 AMEND AUCTIONS/AUCTIONEERS LAWS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-24-01, 05-23-01		
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
05-30-01		
H1382 ADVISORY COMMISSION ON MILITARY AFFAIRS-2.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON APPROPRIATIONS
05-30-01		
H1455 HONORING CIVIL WAR VETERANS BURIED IN WINDLEY CE	H	FILED
S0007 ADD JUVENILE MEMBERS.	H	PASSED 2ND & 3RD READING
02-21-01, 05-23-01		
S0016 MUNICIPAL ELECTION BDS.	H	CONF COM APPOINTED
03-14-01, 05-14-01, 05-15-01		

S0091 DEALER PLATE CHANGES.	HA AMEND ADOPTED #1 H PASSED 2ND & 3RD READING
04-17-01, 05-30-01 S0137 PRIVATE CORRECTIONAL OFFICERS.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 5/31/2001
03-06-01, 03-07-01, 04-12-01, 05-24-01, 05-29-01 S0140 CHARITABLE CONTRIBUTIONS REPORTED.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
05-30-01 S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S PASSED 2ND READING
05-23-01 S0202 AMEND FISHERIES LAWS.	H REPTD WITHOUT PREJUDICE H CAL PURSUANT RULE 36(B)
04-11-01 S0236 HFA BONDS.	H PASSED 2ND & 3RD READING
04-16-01 S0258 RESCISSION OFFER FILING PROCEDURE.	H PASSED 2ND & 3RD READING
S0259 ABOLISH CHURCH BOND DEALER RESTRICTION.	H PASSED 2ND & 3RD READING
S0299 WORKERS COMP. FOR PICKUP FIREFIGHTERS.	H PASSED 2ND & 3RD READING
04-04-01, 05-29-01 S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 5/31/2001
04-19-01, 05-16-01, 05-23-01 #S0302 ARTWORK CONSERVATION TREATMENTS-AB.	S SIGNED BY GOV. 5/25/2001 SR CH. SL 2001-127
04-19-01, 05-14-01 #S0310 UNIFORM SECURITIES REGULATION.	S SIGNED BY GOV. 5/25/2001 SR CH. SL 2001-126
05-07-01 S0311 HOUSING FINANCE AGENCY BONDS.	H PASSED 2ND & 3RD READING
S0318 INSURANCE PRODUCER LICENSING.	H PASSED 2ND & 3RD READING
04-23-01, 05-29-01 S0321 INSURANCE EXAM LAW AMENDMENTS.	H PASSED 2ND & 3RD READING
04-23-01 #S0370 STATE MH JOINT SECURITY FORCE JURISD.	S SIGNED BY GOV. 5/25/2001 SR CH. SL 2001-125
S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	S PRES. TO GOV. 5/30/2001
05-22-01, 05-23-01 S0395 PLUMBING AND HEATING CONTRACTORS.	S PASSED 2ND & 3RD READING
05-22-01 S0397 GED CREDIT FOR INMATES.	H PASSED 3RD READING
03-27-01, 05-22-01 S0432 WATER AND SEWER AUTHORITIES.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
04-02-01, 04-03-01, 05-30-01 #S0542 DATABASE ON PSYCHOTROPIC MEDS/CHILDREN.	S SIGNED BY GOV. 5/25/2001 SR CH. SL 2001-124
04-02-01, 05-09-01 S0628 OUT-OF-STATE CPAS/FEES.	H REC FROM SENATE H REF TO COM ON FINANCE
05-22-01 #S0735 CHANGE EDUCATION CABINET MEMBERSHIP.	S SIGNED BY GOV. 5/25/2001 SR CH. SL 2001-123

S0759 RAIL TRANSPORTATION LIABILITY.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/31/2001
04-23-01, 05-22-01		
S0825 STATE HEALTH PLAN CONTRACT/EXEMPT APA.	H	POSTPONED TO 5/31/2001
04-19-01		
S0837 REPEAL HIGHWAY USE TAX TRANSFER-3 YRS.	S	REPTD FAV
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
S0853 STATE NATURE AND HISTORIC PRESERVE PROPERTIES.	S	REC TO CONCUR H COM SUB
	S	RE-REF COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
05-22-01, 05-23-01		
S0854 STATE NATURE AND HISTORIC PRESERVE.	S	REC TO CONCUR H COM SUB
	S	RE-REF COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
05-22-01, 05-23-01		
S0860 INTERSTATE TRUST BUSINESS.	H	REPTD FAV
	H	RE-REF COM ON FINANCE
05-02-01, 05-09-01		
S0876 DAY REPORTING CENTERS.	H	PASSED 2ND & 3RD READING
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.	H	PASSED 2ND READING
04-16-01, 05-22-01		
S0937 C.O.N.-ADULT CARE HOMES REGULATED.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-23-01, 05-30-01		
S0938 STUDY DATE RAPE DRUG ANALOGUES.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01, 05-30-01		
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 5/31/2001
05-22-01		
S1005 THE APPROPRIATIONS ACT.	SA	AMEND ADOPTED #1
	SA	AMEND ADOPTED #2
	S	PASSED 2ND READING
05-28-01, 05-29-01, 05-30-01		
S1056 FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES.	H	PASSED 2ND & 3RD READING
05-23-01		
S1101 CONFIRMATION UTILITY COMM. APPTS./EXEC. DIRECTOR	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)

LOCAL BILLS

H0105 BUNCOMBE COUNTY PRODUCT DEV. FUND.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
03-28-01, 05-23-01		
H0279 DARE BEACH NOURISHMENT EMINENT DOMAIN.	HA	REPTD COM SUB W/O PREJUD
	H	RE-REF COM ON FINANCE
04-24-01, 05-30-01		
H0580 WILSON COUNTY LOCAL ACT-1.	HA	REPTD COM SUB W/O PREJUD
	H	RE-REF COM ON APPROPRIATIONS
05-30-01		

H0817 RICHMOND COUNTY SUBDIVISIONS.	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 6/4/2001
04-26-01, 05-22-01	
H0891 REGULATE SPOTLIGHTING OF DEER.	H REC TO CONCUR S COM SUB H CAL PURSUANT RULE 36(B)
05-23-01	
H0931 ORANGE COUNTY HUNTING REGULATION.	S REPTD FAV
04-24-01	
S0327 WILSON DEANNEXATION.	H PASSED 3RD READING
04-18-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 91. DEALER PLATE CHANGES. Intro. 2/7/01. House amendment makes the following changes to 1st edition. Amends GS 20-4.01 to define "Specialty Vehicles" as vehicles required to be registered that are modified from their original construction for an educational, emergency services, or public safety use.

S 140. CHARITABLE CONTRIBUTIONS REPORTED. Intro. 2/14/01. Senate committee substitute makes the following changes to 1st edition. Expands bill to require report of contributions solicited or accepted for named causes as well as named individuals, and changes title accordingly. Requires that report be made to clerk of court in county in which the trust account is located. Original bill required report to be filed with the Sec'y of State. Removes substantive provisions of bill from GS 131F and creates new Chapter 131G entitled "Reporting of Contributions."

S 432. WATER AND SEWER AUTHORITIES. Intro. 3/13/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO ALLOW NONPROFIT WATER CORPORATIONS AND THE STATE OF NORTH CAROLINA TO JOIN CERTAIN WATER AND SEWER AUTHORITIES AND CONCERNING THE RIGHT OF SUBSEQUENTLY JOINING MUNICIPALITIES TO HAVE VOTING MEMBERSHIP*. Adds GS 162A-3.1(a1) to provide that if an authority is organized by three or more political subdivisions, it may include in its organization up to two nonprofit water corporations. Adds GS 162A-3.1(a2) to provide that if an authority is organized by three or more political subdivisions, it may include in its organization the State of North Carolina.

S 937. C.O.N.-ADULT CARE HOMES REGULATED. Intro. 3/29/01. House committee substitute makes the following changes to 2nd edition. Provides that persons who have obtained an exemption for the construction of a new building, and who obligated one or more Qualifying Financial Commitments (as defined in the bill) of a value totaling at least $25,000, before Jan. 1, 2001, can continue to develop beds and obtain a license for the operation of beds if conditions set forth in bill are met.

S 938. STUDY DATE RAPE DRUG ANALOGUES. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Requires Comm'n for Mental Health, Developmental Disabilities, and Substance Abuse Services to submit its findings and recommendations to the Joint Legislative Oversight Committee on Mental Health, Developmental Disabilities, and Substance Abuse Services no later than May 1, 2002.

S 1005. CURRENT OPERATIONS APPROPRIATIONS ACT OF 2001. Intro. 4/5/01. Senate amendments make the following changes to 2nd edition. Amendment #1 adds a new section 23.9 to transfer $396,402 for 2001-2002 and $528,536 for 2002-2003 from funds appropriated to the Dep't of Commerce for Inmate Medical Costs to the Dep't of Justice to fund the DARE program. Requires the Juvenile Justice Institute at NC Central University to review DARE and other drug education efforts and report to the Joint Leg. Ed. Oversight Comm., the Justice and Public Safety Subcommittee of the Jt. Leg. Comm'n on Gov. Operations, and the Fiscal Research Div. by April 1, 2002. Amendment # 2 changes the appropriation for Agricultural Extension Service from $37,526,948 to $38, 457,017 for 2001-2002 and for 2002-2003, and changes the appropriation for NCSU Agricultural Research Service from $47,967,114 to $47,037,045 for 2001-2002 and from $47,940,998 to $47,010,929 for 2002-2003 (a

shift from research to extension of $930,069 per year). Also changes the pay in the principal and assistant principal salary schedule for 14 years of experience from $4,218 to $4,259; adds in section 32.2 the annual salary of $102,119, for the Sec'y of Juvenile Justice and Delinquency Prevention, and makes technical change.

HOUSE BILLS

H 279. MODIFY DARE TRANSFER TAX. Intro. 2/27/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO MODIFY THE DARE COUNTY EXCISE TAX ON INSTRUMENTS CONVEYING REAL PROPERTY.* Amends SL 1985-525, Sec. 2, to authorize Dare County Board of Commr's to levy an additional excise tax, not to exceed $1 on each $100 of the total consideration or value of the interest conveyed. County may use the net proceeds only for public school capital outlay purposes or to retire indebtedness incurred by the county for these purposes.

H 580. WILSON INFRASTRUCTURE EXTENSION FUNDS. Intro. 3/13/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT TO APPROPRIATE FUNDS TO EXTEND INFRASTRUCTURE TO INDUSTRIAL SITES IN WILSON COUNTY.* Appropriates from the General Fund to Wilson County $3,100,000 for 2001-2002 as title indicates. Effective July 1, 2001.

H 969. AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. Intro. 4/04/01. House committee substitute makes the following changes to 2nd edition. Amends GS 20-183.7(a) to provide that the inspection fee is the maximum amount that an inspection station or inspection mechanic may charge for an inspection of a vehicle, and that a lesser amount may be charged. The sticker fee may not be increased or decreased. Adds GS 20-183.7(f) to require inspection stations to post fee information and specify contents of sign. Adds GS 20-183.2(b1) to exempt motor vehicles over 25 years old from emissions inspection and requirement for emissions control device.

H 1045. RESTORE WORKERS' COMP STABILITY. Intro. 4/10/01. Senate committee substitute makes the following changes to 3rd edition. Adds provision to GS 97-90.1 that upon the admission or adjudication that a claim is compensable, the party or parties liable shall notify in writing any known health benefit plan covering the employee of the admission or adjudication. Makes stylistic change to GS 97-17(b).

H 1362. ADVANCE HEALTH CARE DIRECTIVES REGISTRY. Intro. 4/23/01. House committee substitute makes the following changes to 1st edition. Changes effective date from Oct. 1, 2001, to Jan. 1, 2002, and makes technical changes.

H 1382. ADVISORY COMMISSION ON MILITARY AFFAIRS. Intro. 4/26/01. House committee substitute makes the following changes to 1st edition. Increases membership on Comm'n to 21 voting members (was 15) and 9 nonvoting members (was 8). Three of the new voting members to be appointed by the General Assembly upon the recommendation of the Speaker of the House, one being a member of a recognized veterans' organization. The other three new voting members will be appointed by the General Assembly upon the recommendation of the President Pro Tem. of the Senate, one being a member of a recognized veterans' organization. The new nonvoting ex officio member will be the Sec'y of Crime Control and Public Safety.

LEGISLATION ENACTED

SL 2001-118 (H 608). SCHOOL EMPLOYEE HEALTH CERTIFICATE. *AN ACT TO MODIFY THE HEALTH CERTIFICATE REQUIREMENTS FOR PUBLIC SCHOOL EMPLOYEES.* Summarized in *Daily Bulletin* 3/14/01, 4/17/01, 5/9/01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-119 (H 723). APPOINTED MEMBER'S STATEMENT OF ECONOMIC INT. *AN ACT TO REQUIRE ALL MEMBERS OF THE GENERAL ASSEMBLY TO FILE STATEMENTS OF ECONOMIC INTEREST.* Summarized in *Daily Bulletin* 3/22/01 and 4/9/01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-120 (H 837). CIVIL PENALTY AUTH./PUBLIC HEALTH VIOLATIONS. *AN ACT TO AUTHORIZE CERTAIN BOARDS OF COUNTY COMMISSIONERS TO IMPOSE CIVIL PENALTIES FOR VIOLATIONS OF*

PUBLIC HEALTH LAWS OR RULES. Summarized in *Daily Bulletin* 3/28/01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-121 (H 434). AMEND RULE 9(j). *AN ACT TO AMEND RULE 9(j) OF THE RULES OF CIVIL PROCEDURE BY CLARIFYING WHICH JUDGE MAY SIGN ORDERS EXTENDING THE STATUTE OF LIMITATIONS IN CERTAIN CASES AS RECOMMENDED BY THE CIVIL LITIGATION STUDY COMMISSION.* Summarized in *Daily Bulletin* 3/1//01, 4/19/01, 4/25/01. Enacted May 25, 2001. Effective October 1, 2001.

SL 2001-122 (H 352). RISK SHARING PLAN SUNSET REPEAL-AB. *AN ACT TO REPEAL THE EXPIRATION DATE IN THE RISK SHARING PLAN LAW.* Summarized in *Daily Bulletin* 3/1/01. Enacted May 25, 2001. Effective June 30, 2001.

SL 2001-123 (S 735). CHANGE EDUCATION CABINET MEMBERSHIP. *AN ACT TO MODIFY THE MEMBERSHIP OF THE EDUCATION CABINET.* Summarized in *Daily Bulletin* 4/2/01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-124 (S 542). DATABASE ON PSYCHOTROPIC MEDS/CHILDREN. *AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION TO REVIEW THE NEED FOR ESTABLISHMENT OF A STATEWIDE DATABASE ON THE ADMINISTRATION OF PSYCHOTROPIC MEDICATIONS TO CHILDREN WHO RECEIVE STATE SERVICES.* Summarized in *Daily Bulletin* 3/19/01, 4/3/01, 5/9/01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-125 (S 370). STATE MH JOINT SECURITY FORCE JURISD.-AB. *AN ACT AMENDING THE JOINT SECURITY FORCE PROVISIONS FOR STATE FACILITIES FOR MENTALLY ILL PERSONS.* Summarized in *Daily Bulletin* 3/8/01 Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-126 (S 310). UNIFORM SECURITIES REGULATION-AB *AN ACT TO CLARIFY THE LAW GOVERNING ADMINISTRATIVE PROCEEDINGS OF THE SECRETARY OF STATE; TO AUTHORIZE THE SECRETARY OF STATE TO APPOINT A HEARING OFFICER TO CONDUCT HEARINGS ON LICENSING MATTERS; AND TO AUTHORIZE THE SECRETARY OF STATE TO ADOPT UNIFORM NATIONAL SECURITIES REGULATION STANDARDS BY TEMPORARY RULE.* Summarized in *Daily Bulletin* 3/5/01 and 5/7/01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-127 (S 302). ARTWORK CONSERVATION TREATMENTS-AB. *AN ACT ALLOWING THE NORTH CAROLINA MUSEUM OF ART'S REGIONAL CONSERVATION SERVICES PROGRAM TO PERFORM CONSERVATION TREATMENTS ON PRIVATELY OWNED WORKS OF ART.* Summarized in *Daily Bulletin* 3/5/01 and 4/19/01. Enacted May 25, 2001. Effective July 1, 2001.

SL 2001-128 (H 446). JOINT ABC STORE OPERATIONS-AB. *AN ACT TO AUTHORIZE LOCAL ABC BOARDS TO ENTER COOPERATIVE AGREEMENTS FOR MANAGEMENT OF ABC STORES.* Summarized in *Daily Bulletin* 3/1//01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-129 (H 1285). DELAY PRAXIS II TEST FOR NEW TEACHERS. *AN ACT TO PERMIT AN APPLICANT FOR INITIAL TEACHER CERTIFICATION TO TAKE THE APPROPRIATE SPECIALTY AREA TEST OR SUBJECT ASSESSMENT DURING THE APPLICANT'S SECOND YEAR OF TEACHING.* Summarized in *Daily Bulletin* 4/12/01 and 5/9/01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-130 (H 1143). SPORTS CLUB ABC PERMITS. *AN ACT TO AMEND THE LAW REGARDING THE ISSUANCE OF ABC PERMITS TO RESIDENTIAL PRIVATE CLUBS AND SPORTS CLUBS.* Summarized in *Daily Bulletin* 4/10/01 and 4/12/01. Enacted May 25, 2001. Effective May 25, 2001.

SL 2001-131 (H 667). NEW LONDON ELECTION CHANGES. *AN ACT INCREASING THE NUMBER OF COMMISSIONERS FOR THE TOWN OF NEW LONDON, EXTENDING THE TERMS OF OFFICE FOR THE TOWN'S COMMISSIONERS AND MAYOR, AND STAGGERING THOSE TERMS.* Summarized in *Daily Bulletin* 3/19/01. Enacted May 28, 2001. Effective May 28, 2001.

SL 2001-132 (H 744). SEVEN LAKES WEST MV REG. *AN ACT TO PROVIDE THAT THE LAWS RELATING TO MOTOR VEHICLES APPLY ON STREETS OWNED BY WEST SIDE LANDOWNERS ASSOCIATION, INC., IN MOORE COUNTY.* Summarized in *Daily Bulletin* 3/22/01 and 4/25/01. Enacted May 28, 2001. Effective May 28, 2001.

SL 2001-133 (H 903). RICHMOND FOX TRAPPING. *AN ACT TO ESTABLISH A SEASON FOR TRAPPING FOXES IN RICHMOND COUNTY.* Summarized in *Daily Bulletin* 3/29//01 and 4/25/01. Enacted May 28, 2001. Effective October 1, 2001.

SL 2001-134 (H 929). MINNESOTT BEACH ETJ. *AN ACT TO RESTORE EXTRATERRITORIAL JURISDICTION AND RELATED POWERS TO THE TOWN OF MINNESOTT BEACH.* Summarized in *Daily Bulletin* 3/29/01. Enacted May 28, 2001. Effective May 28, 2001.

SL 2001-135 (H 935). FACILITATE SCHOOL CONSTRUCTION/JOHNSTON COUNTY. *AN ACT TO ASSIST THE JOHNSTON COUNTY BOARD OF EDUCATION WITH THE EXPEDITING OF PUBLIC SCHOOL FACILITIES.* Summarized in *Daily Bulletin* 3/29/01. Enacted May 28, 2001. Effective May 28, 2001.

SL 2001-136 (H 449). HOUSE DISTRICT 33-1. *AN ACT TO ANNEX CERTAIN DESCRIBED PROPERTY TO THE TOWN OF TROY.* Summarized in *Daily Bulletin* 3/1/01 and 4/24/01. Enacted May 28, 2001. Effective June 30, 2001.

SL 2001-137 (H 616). ATLANTIC BEACH ANNEXATION. *AN ACT TO AUTHORIZE THE TOWN OF ATLANTIC BEACH TO ANNEX CERTAIN PROPERTIES CURRENTLY TOTALLY SURROUNDED BY THE CORPORATE LIMITS AND OTHER CERTAIN AREAS WITHIN THE CORPORATE LIMITS.* Summarized in *Daily Bulletin* 3/14/01 and 4/19/01. Enacted May 28, 2001. Effective December 31, 2002.

NEXT SESSIONS

Thursday, May 31, 2001

HOUSE convenes at 12:00 noon.

SENATE convenes at 10:00 a.m.

'41
25:2001/74

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 74 Vol. 2001, No. 74 Senate Legislative Day 74

Thursday, May 31, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1455	HONORING IRA T. HARDISON AND JOHN F. MCNAIR		RULES	HOUSE RES

N.C. DOCUMENTS
CLEARINGHOUSE
JUN 4 2001

SUMMARIES OF BILLS INTRODUCED TODAY

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RALEIGH

HOUSE BILLS

H 1455. HONORING IRA T. HARDISON AND JOHN F. MCNAIR. *A HOUSE RESOLUTION HONORING THE MEMORY OF CIVIL WAR VETERANS IRA T. HARDISON AND JOHN F. MCNAIR, AND OTHERS BURIED IN THE WINDLEY CEMETERY AND COMMENDING THE EFFORTS OF THE WINDLEY CEMETERY PERPETUAL CARE ASSOCIATION, INC., AND THE PLYMOUTH COMMUNITY IN RESTORING AND PRESERVING THAT CEMETERY.* As title indicates.
Intro. by Rogers and Culpepper.
Ref. to Rules HOUSE RES

CALENDAR ACTION
May 31, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0078 GRANDPARENTS AS SUPERVISING DRIVERS.        S  PASSED 2ND & 3RD READING
H0114 AMERICAN EX-PRISONERS OF WAR HIGHWAY.       S  PASSED 2ND & 3RD READING
H0311 INDIAN TRIBE UNEMPLOYMENT OPTION.           H  RATIFIED
 04-04-01
H0344 DOMESTIC EMPLOYER WAGE REPORTS.             H  REC TO CONCUR IN S AMEND
                                                  H  CAL PURSUANT RULE 36(B)
 05-29-01
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H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-18-01, 05-17-01, 05-29-01		
H0387 DEVELOPMENTALLY DISABLED GROUP HOMES REGULATION.	S	REPTD FAV
04-04-01		
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-16-01, 05-16-01, 05-31-01		
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE.	H	RATIFIED
05-10-01, 05-30-01		
H0453 REGULATION OF EMERGENCY MEDICAL SERVICES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-16-01, 04-18-01, 05-24-01		
H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED.	H	CONCURRED IN S AMEND
04-09-01, 05-24-01		
H0800 SPEAKER'S APPOINTMENTS.	H	CONCURRED IN S AMEND
05-22-01		
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS.	H	REPTD FAV TO CONCUR
	H	CAL PURSUANT RULE 36(B)
04-11-01, 05-03-01		
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	H	PASSED 2ND READING
05-16-01, 05-30-01		
H1045 RESTORE WORKERS' COMP. STABILITY.	S	PASSED 2ND & 3RD READING
04-18-01, 04-23-01, 05-30-01		
H1110 NORTH CAROLINA TOURISM DEVELOPMENT ACT.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
05-31-01		
H1149 SCHOOL POLICIES ON HARASSMENT OF EMP'S.	H	PRES. TO GOV. 5/31/2001
04-23-01, 05-16-01, 05-22-01		
H1160 HEALTH INS./UNIFORM PROVIDER CREDENTIALING.	H	PRES. TO GOV. 5/31/2001
04-24-01, 05-17-01		
H1324 AMEND RETIREMENT DEFINITIONS.	S	REC FROM HOUSE
	S	REF TO COM ON PENSIONS & RETIREMENT AND AGING
05-29-01		
H1341 AMEND AUCTIONS/AUCTIONEERS LAWS.	H	CONCURRED IN S/COM SUB
04-24-01, 05-23-01		
H1389 SPECIAL FORCES ASSN. REGISTRATION PLATE.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
H1397 INCREASE SERVICE OF PROCESS FEE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-31-01		
H1455 HONORING IRA T. HARDISON AND JOHN F. MCNAIR.	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
H1456 HONORING WILVER DORNELL "WILLIE" STARGELL.	H	FILED
S0007 ADD JUVENILE MEMBERS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/4/2001
02-21-01, 05-23-01		

S0010 BALLOT ACCESS CHANGES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
03-14-01, 04-02-01, 05-31-01		
S0091 DEALER PLATE CHANGES.	S	REC TO CONCUR IN H AMEND
	S	PLACED ON CAL FOR 6/4/2001
04-17-01, 05-30-01		
S0123 SPECIAL OBLIGATION BONDS FOR JAILS/ WATER/SEWER.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
03-21-01, 05-31-01		
S0137 PRIVATE CORRECTIONAL OFFICERS.	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
	H	CONF COM APPOINTED
03-06-01, 03-07-01, 04-12-01, 05-24-01, 05-29-01		
S0139 LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
03-21-01, 03-28-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S	PASSED 3RD READING
05-23-01		
S0202 AMEND FISHERIES LAWS.	H	PASSED 2ND & 3RD READING
04-11-01		
S0220 DEFINE TIME STOCK ABANDONED FOR ESCHEATS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-03-01		
S0236 HFA BONDS.	S	RATIFIED
04-16-01		
S0258 RESCISSION OFFER FILING PROCEDURE.	S	RATIFIED
S0259 ABOLISH CHURCH BOND DEALER RESTRICTION.	S	RATIFIED
S0277 COMMUNITY DEVELOPMENT EXEMPTION.	H	PASSED 2ND & 3RD READING
03-15-01		
S0299 WORKERS COMP. FOR PICKUP FIREFIGHTERS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/4/2001
04-04-01, 05-29-01		
S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	S	CONCURRED IN H/COM SUB
04-19-01, 05-16-01, 05-23-01		
S0311 HOUSING FINANCE AGENCY BONDS.	S	RATIFIED
S0318 INSURANCE PRODUCER LICENSING.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/4/2001
04-23-01, 05-29-01		
S0321 INSURANCE EXAM LAW AMENDMENTS.	S	RATIFIED
04-23-01		
S0342 COUNTY BUILDING CODE REVISIONS.	H	POSTPONED TO 6/4/2001
03-29-01, 05-29-01		
S0397 GED CREDIT FOR INMATES.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/4/2001
03-27-01, 05-22-01		
S0432 WATER AND SEWER AUTHORITIES.	H	PASSED 2ND & 3RD READING
04-02-01, 04-03-01, 05-30-01		
S0459 INSURANCE FINANCIAL AMENDMENTS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-17-01		
S0759 RAIL TRANSPORTATION LIABILITY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/14/2001
04-23-01, 05-22-01		

S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY. 04-24-01, 05-29-01	H	PASSED 2ND & 3RD READING
S0825 STATE HEALTH PLAN CONTRACT/EXEMPT APA. 04-19-01	H	POSTPONED TO 6/5/2001
S0876 DAY REPORTING CENTERS.	S	RATIFIED
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW. 04-16-01, 05-22-01	H	POSTPONED TO 6/6/2001
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB. 05-22-01	S	CONCURRED ON 2ND READING
S1005 THE APPROPRIATIONS ACT.	SA	AMEND ADOPTED #3
	SA	AMEND ADOPTED #4
	SA	AMEND ADOPTED #5
	SA	AMEND ADOPTED #6
	S	PASSED 3RD READING
	H	REC FROM SENATE
	H	REF TO COM ON APPROPRIATIONS
05-28-01, 05-29-01, 05-30-01, 05-31-01		
S1056 FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES. 05-23-01	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/4/2001
S1101 CONFIRMATION UTILITY COMM. APPTS./EXEC. DIRECTOR	H	PASSED 2ND & 3RD READING

LOCAL BILLS

H0105 BUNCOMBE COUNTY PRODUCT DEV. FUND. 03-28-01, 05-23-01	H	CONCURRED IN S AMEND
H0891 REGULATE SPOTLIGHTING OF DEER. 05-23-01	H	CONCURRED IN S/COM SUB
H0931 ORANGE COUNTY HUNTING REGULATION. 04-24-01	S	PASSED 2ND & 3RD READING
S0327 WILSON DEANNEXATION. 04-18-01	S	RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 10. BALLOT ACCESS CHANGES. Intro. 1/25/01. House committee substitute makes the following changes to 3rd edition. Provides that unaffiliated candidates must petition the State Board of Elections before the last Friday in June preceding the general election. Previous version of bill had extended time to end of July.

S 123. SPECIAL OBLIGATION BONDS FOR JAILS/WATER/SEWER. Intro. 2/12/01. House committee substitute makes the following changes to 2nd edition. Deletes local confinement facilities as defined in GS 153A-217 from the bill's amendment of GS 159I-30(a).

S 1005. CURRENT OPERATIONS APPROPRIATIONS ACT OF 2001. Intro. 4/5/01. Senate amendments make the following changes to 2nd edition. Amend Section 21.14 (establishing an Office of Policy and Planning within the Office of the Secretary of the Dep't of Health and Human Services) to provide that all policy and management positions in this office are exempt positions as defined in GS 126-5. Add new Section 30.14, transferring to the Savings Reserve Account $250,000 appropriated in the budget to the Community Colleges System Office for collaborative educational programs at Richmond Community College. Delete Section 31.9(b), which amended GS

160A-392 to exempt UNC-Chapel Hill from municipal zoning authority in building on its main campus or the Horace Williams Campus. Amend Section 34.1(d) to provide that payments of estimated tax by a HMO under GS Ch. 105, Art. 4B for the 2001 taxable year are credited against the HMO's liability under GS 105-228.5 for the 2001 taxable year. Remove credit for manufacturing cigarettes for exportation (GS 105-130.45) from list of credits repealed in Sec. 34.11(b). Remove credit against gross premium tax for assessments paid to the Insurance Guaranty Ass'n and the Life and Health Insurance Guaranty Ass'n from the list of credits repealed in Section 34.11(e).

HOUSE BILLS

H 431. FINANCIAL ASSISTANCE FOR CC STUDENTS. Intro. 3/1/01. Senate committee substitute makes the following changes to 3rd edition. Deletes provision in GS 115D-40.1(b) permitting State Board to allocate funds for students who enroll in certificate programs or for transitional students, but retains provision for funding of students who enroll in low-enrollment programs that prepare students for high-demand occupations.

H 1110. NORTH CAROLINA TOURISM DEVELOPMENT ACT. Intro. 4/11/01. House committee substitute makes the following changes to 1st edition. Provides that tax incentives for capital tourism projects will expire Jan. 1, 2008. Makes other technical changes.

H 1397. INCREASE SERVICE OF PROCESS FEE. Intro. 4/26/01. House committee substitute makes the following change to 1st edition. Changes effective date from July 1, 2001, to Oct. 1, 2001.

NEXT SESSIONS

Monday, June 4, 2001

HOUSE convenes at 6:45 p.m.

SENATE convenes at 6:45 p.m.

.41
5:2001/75

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 75 Vol. 2001, No. 75 Senate Legislative Day 75

Monday, June 4, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1456	HONORING LIFE AND MEMORY OF WILVER DORNELL "WILLIE" STARGELL		RULES	JOINT RES

N.C. DOCUMENTS CLEARINGHOUSE
JUN 4 2001
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SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1456. HONORING LIFE AND MEMORY OF WILVER DORNELL "WILLIE" STARGELL. *HONORING THE LIFE AND MEMORY OF WILVER DORNELL "WILLIE" STARGELL, MEMBER OF THE BASEBALL HALL OF FAME.* As title indicates.
Intro. by Howard.
Ref. to Rules JOINT RES

CALENDAR ACTION
June 4, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0078	GRANDPARENTS AS SUPERVISING DRIVERS.	H	RATIFIED
H0114	AMERICAN EX-PRISONERS OF WAR HIGHWAY.	H	RATIFIED
H0235	SANITARY DISTRICT ECONOMIC DEVELOPMENT.	H	REC TO CONCUR S COM SUB
		H	CAL PURSUANT RULE 36(B)
		H	PLACED ON CAL FOR 6/5/2001

05-29-01

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H0311 INDIAN TRIBE UNEMPLOYMENT OPTION. 04-04-01	H	PRES. TO GOV. 6/1/2001
H0344 DOMESTIC EMPLOYER WAGE REPORTS. 05-29-01	H	CONCURRED IN S AMEND
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1. 04-18-01, 05-17-01, 05-29-01	H	CONCURRED IN S/COM SUB
H0387 DEVELOPMENTALLY DISABLED GROUP HOMES REGULATION. 04-04-01	S	PASSED 2ND & 3RD READING
H0418 BEACH PRESERVATION & RESTORATION ACT.	H H	WITHDRAWN FROM COMM RE-REF COM ON ENVIRONMENT AND NATURAL RESOURCES
H0419 STUDY TOURISM INDUSTRY.	H H	WITHDRAWN FROM COMM RE-REF COM ON ENVIRONMENT AND NATURAL RESOURCES
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS. 04-16-01, 05-16-01, 05-31-01	S	PASSED 2ND & 3RD READING
H0438 CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE. 05-10-01, 05-30-01	H	PRES. TO GOV. 6/1/2001
H0452 EMERGENCY MEDICAL SERVICES ACT UPDATE. 04-16-01, 04-18-01, 05-29-01	H H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 6/5/2001
H0453 REGULATION OF EMERGENCY MEDICAL SERVICES. 04-16-01, 04-18-01, 05-24-01	H	CONCURRED IN S/COM SUB
H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED. 04-09-01, 05-24-01	H	RATIFIED
H0800 SPEAKER'S APPOINTMENTS. 05-22-01	H	RATIFIED
H0833 HONORING JOHN LAWSON	H H	WITHDRAWN FROM COMM RE-REF COM ON EDUCATION
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS. 04-11-01, 05-03-01	H	CONCURRED IN S/COM SUB
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. 05-16-01, 05-30-01	H	POSTPONED TO 6/5/2001
H1267 DIRECTING LRC TO REVIEW SECURITY SURVEY.	H H	WITHDRAWN FROM COMM RE-REF COM ON EDUCATION
H1309 REDUCE LITTER/INCREASE STATE RECYCLING. 06-04-01	HA H	REPTD FAV COM SUBSTITUTE RE-REF COM ON STATE GOVERNMENT
H1341 AMEND AUCTIONS/AUCTIONEERS LAWS. 04-24-01, 05-23-01	H	RATIFIED
H1389 SPECIAL FORCES ASSN. REGISTRATION PLATE.	H	PASSED 2ND READING
H1397 INCREASE SERVICE OF PROCESS FEE. 05-31-01	H	PLACED ON CAL FOR 6/5/2001
S0007 ADD JUVENILE MEMBERS. 02-21-01, 05-23-01	S	CONCURRED IN H/COM SUB
S0010 BALLOT ACCESS CHANGES. 03-14-01, 04-02-01, 05-31-01	H	PLACED ON CAL FOR 6/5/2001

S0091 DEALER PLATE CHANGES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/5/2001
04-17-01, 05-30-01		
S0123 SPECIAL OBLIGATION BONDS FOR JAILS/ WATER/SEWER.	H	PLACED ON CAL FOR 6/5/2001
03-21-01, 05-31-01		
S0139 LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS.	H	PLACED ON CAL FOR 6/5/2001
03-21-01, 03-28-01		
S0148 LAW OFFICERS MEMORIAL SIGNS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-04-01		
S0202 AMEND FISHERIES LAWS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/5/2001
04-11-01		
S0220 DEFINE TIME STOCK ABANDONED FOR ESCHEATS.	H	PLACED ON CAL FOR 6/5/2001
04-03-01		
S0236 HFA BONDS.	S	PRES. TO GOV. 6/1/2001
04-16-01		
S0257 UCC ARTICLE 9 AMENDMENTS.	H	PLACED ON CAL FOR 6/5/2001
03-29-01, 05-29-01		
S0258 RESCISSION OFFER FILING PROCEDURE.	S	PRES. TO GOV. 6/1/2001
S0259 ABOLISH CHURCH BOND DEALER RESTRICTION.	S	PRES. TO GOV. 6/1/2001
S0275 CANADIAN DEALERS/SALESMEN REGISTRATION.	H	PLACED ON CAL FOR 6/5/2001
03-29-01		
S0277 COMMUNITY DEVELOPMENT EXEMPTION.	S	RATIFIED
03-15-01		
S0299 WORKERS COMP. FOR PICKUP FIREFIGHTERS.	S	CONCURRED IN H/COM SUB
04-04-01, 05-29-01		
S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	S	RATIFIED
04-19-01, 05-16-01, 05-23-01		
S0311 HOUSING FINANCE AGENCY BONDS.	S	PRES. TO GOV. 6/1/2001
S0318 INSURANCE PRODUCER LICENSING.	S	CONCURRED IN H/COM SUB
04-23-01, 05-29-01		
S0321 INSURANCE EXAM LAW AMENDMENTS.	S	PRES. TO GOV. 6/1/2001
04-23-01		
S0342 COUNTY BUILDING CODE REVISIONS.	H	PASSED 2ND & 3RD READING
03-29-01, 05-29-01		
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-19-01		
S0390 PHYSICIAN-ASSISTED SUICIDE/EDUCATION & CRIME.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY I
05-24-01		
S0395 PLUMBING AND HEATING CONTRACTORS.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
05-22-01		
S0397 GED CREDIT FOR INMATES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/5/2001
03-27-01, 05-22-01		
S0432 WATER AND SEWER AUTHORITIES.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/5/2001
04-02-01, 04-03-01, 05-30-01		
S0459 INSURANCE FINANCIAL AMENDMENTS.	H	PLACED ON CAL FOR 6/5/2001
04-17-01		

S0466 WORKERS COMPENSATION AMENDMENTS.	H	POSTPONED TO 6/5/2001
04-04-01, 04-05-01, 05-29-01		
S0532 CLARIFY APPEALS TO LOCAL SCHOOL BOARDS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-12-01, 06-04-01		
S0719 TTA EMINENT DOMAIN.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-12-01, 05-22-01, 06-04-01		
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/5/2001
04-24-01, 05-29-01		
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY II
S0801 FIREMEN REPORTING.	H	PLACED ON CAL FOR 6/5/2001
04-19-01		
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
04-19-01, 06-04-01		
S0829 GOVERNMENT SECURITY INTERESTS CLARIFIED.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-19-01		
S0876 DAY REPORTING CENTERS.	S	PRES. TO GOV. 6/1/2001
S0898 THE STUDENT CITIZEN ACT OF 2001.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-12-01, 06-04-01		
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-23-01, 06-04-01		
S0937 C.O.N.-ADULT CARE HOMES REGULATED.	H	PLACED ON CAL FOR 6/5/2001
04-23-01, 05-30-01		
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB.	S	CONCURRED ON 3RD READING
05-22-01		
S1056 FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES.	S	CONCURRED IN H/COM SUB
05-23-01		
#S1101 CONFIRMATION UTILITY COMM. APPTS./EXEC. DIRECTOR	S	RATIFIED
	SR	CH. RES 2001-16

LOCAL BILLS

H0105 BUNCOMBE COUNTY PRODUCT DEV. FUND.	H	RATIFIED
03-28-01, 05-23-01		
H0765 MODIFY VANCE OCCUPANCY TAX.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-04-01		
H0817 RICHMOND COUNTY SUBDIVISIONS.	S	PASSED 2ND & 3RD READING
04-26-01, 05-22-01		
H0891 REGULATE SPOTLIGHTING OF DEER.	H	RATIFIED
05-23-01		
H0910 VARIOUS TOWNS CLEARCUTTING.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-18-01, 04-23-01, 04-24-01, 06-04-01		
H0931 ORANGE COUNTY HUNTING REGULATION.	H	RATIFIED
04-24-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 148. LAW OFFICERS MEMORIAL SIGNS. Intro. 2/15/01. House committee substitute makes the following changes to 1st edition. Adds provisions that signs are to be erected upon request, that signs are authorized when the officer has died in a highway-related enforcement action, and that the requesting family or organization shall reimburse the state for the cost of the sign and its installation.

S 532. CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE. Intro. 3/19/01. House committee substitute makes the following changes to 2nd edition. Changes title to read, *TO CLARIFY THE RIGHT TO APPEAL TO A LOCAL BOARD OF EDUCATION, AND TO REQUIRE NOTICE OF THE DISMISSAL, DEMOTION, OR SUSPENSION WITHOUT PAY OF NONCERTIFIED EMPLOYEES.* Replaces provisions in proposed GS 115C-45(c) regarding appeals regarding alleged violation of employee's contract and decisions affecting school employee's character or right to teach with provision providing for appeals of terms or conditions of employment. Specifies grounds for judicial review of local board's decision. Repeals GS 115C-305 on appeals of decisions affecting school employee's character or right to teach. Adds GS 115C-315.1 to require superintendent to provide written notice to non-certified school employee prior to recommending to the board that such employee be dismissed, demoted, or suspended without pay. Makes act effective July 1, 2001, and applicable to final administrative or school board decisions made on or after that date.

S 719. TTA EMINENT DOMAIN. Intro. 3/28/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROVIDE QUICK-TAKE PROCEDURES IN EMINENT DOMAIN PROCEEDINGS BY A REGIONAL PUBLIC TRANSPORTATION AUTHORITY.* Amends GS 40A-42(a) as title indicates.

S 823. PROMOTING NC GRAPE AND WINE INDUSTRY. Intro. 4/3/01. House committee substitute makes the following changes to 2nd edition. (1) Requires that wine tastings be conducted and supervised by the permittee; (2) allows winery representatives to assist in manner consistent with existing law; (3) requires that Comm'n rules assure that the tastings are not used by industry members for unlawful inducements to retail permit holders and do not violate existing rules; (4) provides that any food business is eligible for a wine-tasting permit; (5) rewrites GS 18B-902(d), to establish a $100.00 application fee for a wine tasting permit; (6) rewrites new definition of "wine grower" to reduce the minimum size of the farming establishment from ten to five acres; (7) rewrites GS 18B-1100 to authorize the Comm'n to issue wine grower permits; and (8) rewrites GS 18B-1002(a)(5) to allow the issuance of special one-time permits under that subdivision to units of local government as well as to a nonprofit or political organizations.

S 898. THE STUDENT CITIZEN ACT OF 2001. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Deletes provision in GS 115C-81 permitting local boards of education to offer instruction in civic and citizenship education in one-week unit or by inserting key points on subject throughout year. Moves proposed revisions to definition of term "respect" in GS 115C-81(h)(6) to new GS 115C-81(h1)(1) and makes other conforming changes. Delays requirement that local boards of education develop character education instruction from Oct. 1, 2001, to Jan. 1, 2002, and adds provision for delay of implementation of program with approval of State Board of Education if local board determines that it would be an economic hardship to implement instruction by 2002-2003 school year.

S 912. PENALTY FOR FILING UNAUTHORIZED STATUTORY LIEN. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Rewrites title of bill to read, *TO PROHIBIT THE INDEXING, DOCKETING, OR RECORDING OF UNAUTHORIZED CLAIMS OF LIEN AND TO PROVIDE FOR PENALTIES FOR FILING UNAUTHORIZED STATUTORY LIENS.* Retains substance of previous addition, but locates provisions in new section GS 44A-12.1 and adds new provision allowing clerk to accept, for filing only, documents that do not meet the criteria for indexing, docketing, or recording.

HOUSE BILLS

H 765. MODIFY VANCE OCCUPANCY TAX. Intro. 3/26/01. House committee substitute makes the following changes to 1st edition. Adds provision to SL 1987, Chap. 1067, Sec. 1(e), that Vance Tourism Development Authority shall use at least two-thirds of the funds remitted to promote travel and tourism in Vance County, with remainder for tourism-related expenditures. Adds Sec. 2 to create Vance Tourism Development Authority by resolution of board of comm'rs, provide for membership in Authority, and establish duties.

H 910. CERTAIN MUNICIPALITIES CLEAR-CUTTING. Intro. 3/29/01. Senate committee substitute makes the following changes to 3rd edition. Adds the city of Durham to the act's coverage. Provides that for the specified excluded properties, a municipality may deny a building permit or refuse to approve a site or subdivision plan for a period of five years following harvest if all or substantially all of the perimeter buffer trees that should have been protected were removed from the tract for which the permit or plan approval is sought.

H 1309. REDUCE LITTER/INCREASE STATE RECYCLING. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Simplifies definition of plastic materials to be collected for recycling.

LEGISLATION ENACTED

SL 2001-138 (S 67). JUVENILE JUSTICE UNDER CORRECTIONS OVERSIGHT. *AN ACT TO ALLOW THE JOINT LEGISLATIVE CORRECTIONS AND CRIME CONTROL OVERSIGHT COMMITTEE TO STUDY ISSUES RELATED TO THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION AND TO CHANGE THE NAME OF THAT COMMITTEE ACCORDINGLY, AS RECOMMENDED BY THE JOINT LEGISLATIVE CORRECTIONS AND CRIME CONTROL OVERSIGHT COMMITTEE.* Summarized in *Daily Bulletin* 2/6/01. Enacted May 31, 2001. Effective July 1, 2001.

SL 2001-139 (S 162). PROPERTY TAX AMENDMENTS. *AN ACT TO AMEND VARIOUS PROPERTY TAX LAWS.* Summarized in *Daily Bulletin* 2/19/01, 3/7/01, and 5/14/01. Enacted May 31, 2001. Section of act clarifying that the reason necessitating change in value need not be under the control of, or at the request of, the owner and adding items to list of permitted reasons for change in appraisal value is effective for taxes imposed for taxable years beginning on or after July 1, 2002. Sections pertaining to execution in in rem forclosures and unpaid taxes on classified motor vehicles are effective July 1, 2001. Remainder of act is effective May 31, 2001.

SL 2001-140 (S 431). ADJUST LICENSE THRESHOLDS FOR INFLATION. *AN ACT TO ADJUST THE VALUE THRESHOLDS OF LIMITED AND INTERMEDIATE LICENSES FOR INFLATION UNDER THE LAWS REGULATING GENERAL CONTRACTORS.* Summarized in *Daily Bulletin* 3/13/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-141 (S 1036). BUILDING CODE SUBJECT TO APA. *AN ACT TO CLARIFY THAT THE STATE BUILDING CODE COUNCIL IS SUBJECT TO THE ADMINISTRATIVE PROCEDURE ACT.* Summarized in *Daily Bulletin* 4/5/01 and 5/14/01. Enacted May 31, 2001. Effective May 31, 2001, and applies to revisions made to the North Carolina State Building Code on or after Jan. 1, 2002.

SL 2001-142 (S 1070). ITS DISPUTE RESOLUTION. *AN ACT ESTABLISHING A DISPUTE RESOLUTION PROCEDURE TO ASSIST THE OFFICE OF INFORMATION TECHNOLOGY IN THE COLLECTION OF FEES RELATED TO INFORMATION TECHNOLOGY SERVICES PROVIDED BY THE OFFICE.* Summarized in *Daily Bulletin* 4/5/01 and 4/23/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-143 (H 262). STATE VETERANS CEMETERY ELIGIBILITY. *AN ACT TO MODIFY THE ELIGIBILITY REQUIREMENTS FOR INTERMENT IN A STATE VETERANS CEMETERY.* Summarized in *Daily Bulletin* 2/27/01, 4/3/01, and 5/16/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-144 (S 264). REQUIRE STATE REPORTS DOUBLE-SIDED. *AN ACT TO REQUIRE STATE REPORTS TO BE PRINTED ON BOTH SIDES OF THE PAPER.* Summarized in *Daily Bulletin* 2/27/01, 5/15/01, and 5/16/01. Enacted May 31, 2001. Effective July 1, 2001.

SL 2001-145 (S 380). COUNTY ROAD NAMES. *AN ACT RELATING TO THE NAMING OF ROADS AND THE ASSIGNMENT OF STREET NUMBERS BY COUNTIES.* Summarized in *Daily Bulletin* 3/8/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-146 (S 803). ENCOURAGE TEACHER ED./ACTIVE MILITARY. *AN ACT TO DIRECT THE STATE UNIVERSITY SYSTEM, THE COMMUNITY COLLEGES SYSTEM, AND THE DEPARTMENT OF PUBLIC INSTRUCTION TO WORK COOPERATIVELY TO EXPAND OPPORTUNITIES FOR MILITARY PERSONNEL TO TAKE TEACHER EDUCATION CLASSES PRIOR TO DISCHARGE FROM THE MILITARY.* Summarized in *Daily Bulletin* 4/3/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-147 (S 942). TRANSPORTER PLATES TO COUNTIES. *AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE TRANSPORTER PLATES TO COUNTIES FOR USE IN PROGRAMS OF PROVIDING DONATED MOTOR VEHICLES TO LOW-INCOME PERSONS.* Summarized in *Daily Bulletin* 4/5/01, 4/25/01, and 4/26/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-148 (S 1004). INTERFERE WITH EMERGENCY COMMUNICATION. *AN ACT TO AMEND THE LAW REGARDING INTERFERENCE WITH EMERGENCY COMMUNICATIONS AND TO INCREASE THE CRIMINAL PENALTY FOR THAT OFFENSE.* Summarized in *Daily Bulletin* 4/5/01 and 5/14/01. Enacted May 31, 2001. Effective Dec. 1, 2001, and applies to offenses committed on or after that date.

SL 2001-149 (S 274). REPEAL OBSOLETE EXCHANGE/MARKETPLACE EXEMPT. *AN ACT TO REPEAL AN OBSOLETE PROVISION IN THE NORTH CAROLINA SECURITIES ACT.* Summarized in *Daily Bulletin* 3/1/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-150 (S 499). AMEND ADOPTION LAWS. *AN ACT TO AMEND THE LAWS RELATING TO ADOPTION.* Summarized in *Daily Bulletin* 3/19/01, 4/24/01, and 5/14/01. Enacted May 31, 2001. Effective Nov. 1, 2001.

SL 2001-151 (S 708). REDUCE SCHOOL PAPERWORK. *AN ACT TO ELIMINATE UNNECESSARY AND DUPLICATIVE PAPERWORK IN THE PUBLIC SCHOOLS.* Summarized in *Daily Bulletin* 3/28/01 and 5/9/01. Enacted May 31, 2001. Effective July 1, 2001.

SL 2001-152 (S 739). PSYCH. ASSOC./CLINICAL SOCIAL WORKER PRIVILEGE. *AN ACT TO EXTEND PRIVILEGED COMMUNICATIONS PROTECTION IN DOMESTIC ACTIONS TO LICENSED PSYCHOLOGICAL ASSOCIATES, LICENSED CLINICAL SOCIAL WORKERS, AND LICENSED MARRIAGE AND FAMILY THERAPISTS.* Summarized in *Daily Bulletin* 4/2/01, 4/9/01, and 5/15/01. Enacted May 31, 2001. Effective Oct. 1, 2001.

SL 2001-153 (S 749). NURSING HOME ADMINISTRATOR ACT. *AN ACT TO MAKE TECHNICAL CHANGES TO THE NURSING HOME ADMINISTRATOR ACT.* Summarized in *Daily Bulletin* 4/2/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-154 (H 700). NOTARY VALIDATION. *AN ACT TO VALIDATE CERTAIN NOTARIAL ACTS.* Summarized in *Daily Bulletin* 3/20/01, 4/3/01, 5/7/01, and 5/10/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-155 (H 857). AREA MENTAL HEALTH BACKGROUND CHECK. *AN ACT TO CLARIFY THAT AN AREA MENTAL HEALTH AUTHORITY THAT HAS ACCESS TO THE CRIMINAL RECORDS DATA BANK MAY OBTAIN THE REQUIRED CRIMINAL HISTORY RECORD CHECK THROUGH THE DATA BANK.* Summarized in *Daily Bulletin* 3/29/01 and 5/10/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-156 (H 875). BILTMORE FOREST DEER MANAGEMENT. *AN ACT DIRECTING THE WILDLIFE RESOURCES COMMISSION TO ASSIST THE TOWN OF BILTMORE FOREST IN REDUCING ITS DEER POPULATION TO A MANAGEABLE LEVEL.* Summarized in *Daily Bulletin* 4/24/01 and 5/15/01. Enacted May 31, 2001: Effective May 31, 2001.

SL 2001-157 (H 958). COST REPORTS—SPECIAL CARE UNITS. *AN ACT TO REQUIRE COST REPORTS SPECIFIC TO ADULT CARE HOME SPECIAL CARE UNITS AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DEVELOP A DESIGNATED REIMBURSEMENT SYSTEM FOR RESIDENTS IN SPECIAL CARE UNITS.* Summarized in *Daily Bulletin* 4/3/01 and 5/14/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-158 (H 1083). SECURE CUSTODY OF JUVENILES USING WEAPONS. *AN ACT TO ALLOW THE COURT TO ORDER SECURE CUSTODY OF A JUVENILE PENDING AN ADJUDICATORY PROCEEDING IF THE JUVENILE ALLEGEDLY COMMITTED A MISDEMEANOR OFFENSE INVOLVING A WEAPON.* Summarized in *Daily Bulletin* 4/11/01, 4/18/01, and 5/9/01. Enacted May 31, 2001. Effective Dec. 1, 2001.

SL 2001-159 (S 396). ELECTRICAL CONTRACTORS. *AN ACT AUTHORIZING THE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS TO ACQUIRE REAL PROPERTY, TO ESTABLISH A SYSTEM OF STAGGERED LICENSE RENEWAL, AND TO INCREASE FEES.* Summarized in *Daily Bulletin* 3/12/01 and 4/12/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-160 (S 434). AUDITS FOR LOCAL GOVERNMENTS. *AN ACT TO TRANSFER FROM THE STATE AUDITOR TO THE LOCAL GOVERNMENT COMMISSION THE RESPONSIBILITY FOR APPROVING COMPLIANCE SUPPLEMENTS FOR AUDITS OF LOCAL GOVERNMENTS.* Summarized in *Daily Bulletin* 3/13/01. Enacted May 31, 2001. Effective May 31, 2001.

SL 2001-161 (S 327). WILSON DEANNEXATION. *AN ACT TO REMOVE CERTAIN PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF WILSON.* Summarized in *Daily Bulletin* 4/18/01. Enacted May 31, 2001. Effective June 30, 2001.

Correction: Page 37, Daily Bulletin of 5/29/01. Summary of Part XXXIV of S1005 should state the gross premiums tax rate for medical service companies is increased to 1%.

NEXT SESSIONS

June 5, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

H
5:2001/76

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 76 | Vol. 2001, No. 76 | Senate Legislative Day 76

Tuesday, June 5, 2001

N.C. DOCUMENTS
CLEARINGHOUSE
JUN 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
June 5, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0078 GRANDPARENTS AS SUPERVISING DRIVERS.	H	PRES. TO GOV. 6/5/2001
H0114 AMERICAN EX-PRISONERS OF WAR HIGHWAY.	H	PRES. TO GOV. 6/5/2001
H0170 MULCH BLOWER FUEL TAX REFUNDS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-05-01		
H0235 SANITARY DISTRICT ECONOMIC DEVELOPMENT.	H	CONCURRED IN S/COM SUB
05-29-01		
H0332 ENERGY IMPROVEMENT PROGRAM.	S	REPTD FAV
03-26-01		
H0344 DOMESTIC EMPLOYER WAGE REPORTS.	H	RATIFIED
05-29-01		
H0350 GRAMM-LEACH-BLILEY ACT REQUIREMENTS.	S	REPTD FAV
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	H	RATIFIED
04-18-01, 05-17-01, 05-29-01		
H0377 DEPARTMENT OF SOCIAL SERVICES CHANGES 2.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-23-01, 04-24-01, 06-05-01		
H0387 DEVELOPMENTALLY DISABLED GROUP HOMES REGULATION.	H	RATIFIED
04-04-01		
H0440 EMBALMERS AND FUNERAL DIRECTORS.	S	REPTD FAV
	S	RE-REF COM ON FINANCE
04-04-01, 04-19-01, 04-23-01		
H0452 EMERGENCY MEDICAL SERVICES ACT UPDATE.	H	CONCURRED IN S/COM SUB
04-16-01, 04-18-01, 05-29-01		

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H0453 REGULATION OF EMERGENCY MEDICAL SERVICES. 04-16-01, 04-18-01, 05-24-01	H	RATIFIED
H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED. 04-09-01, 05-24-01	H	PRES. TO GOV. 6/5/2001
H0803 REORGANIZE SAVINGS INSTITUTION DIVISION. 04-18-01	S	REPTD FAV
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS. 04-11-01, 05-03-01	H	RATIFIED
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. 05-16-01, 05-30-01, 06-05-01	HA H H	AMEND ADOPTED #1,#5,#6 AMEND FAILED #2,#3,#4,#7 PASSED 3RD READING
H0990 STATE BOARD OF EDUCATION CONFIRMATION. 04-24-01, 06-05-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
H1019 AMEND SEPTAGE MANAGEMENT PROGRAM. 04-19-01, 06-05-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
H1045 RESTORE WORKERS' COMP. STABILITY. 04-18-01, 04-23-01, 05-30-01	H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B)
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS. 05-08-01, 05-14-01	S S	REPTD FAV RE-REF COM ON FINANCE
H1291 LIMIT EXERCISE OF ETJ POWER. 06-05-01	HA H	REPTD FAV COM SUBSTITUTE RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
H1341 AMEND AUCTIONS/AUCTIONEERS LAWS. 04-24-01, 05-23-01	H	PRES. TO GOV. 6/5/2001
H1389 SPECIAL FORCES ASSN. REGISTRATION PLATE.	H	AMEND FAILED #1
H1397 INCREASE SERVICE OF PROCESS FEE. 05-31-01	H H	PASSED 3RD READING PASSED 2ND READING
S0007 ADD JUVENILE MEMBERS. 02-21-01, 05-23-01	S	RATIFIED
*S0010 BALLOT ACCESS CHANGES. 03-14-01, 04-02-01, 05-31-01	HF	FAILED 2ND READING
S0091 DEALER PLATE CHANGES. 04-17-01, 05-30-01	S	CONCURRED IN H AMEND #1
S0123 SPECIAL OBLIGATION BONDS FOR JAILS/ WATER/SEWER. 03-21-01, 05-31-01	H	PASSED 2ND READING
S0139 LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS. 03-21-01, 03-28-01	H H	WITHDRAWN FROM CAL RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0144 STREAMLINED SALES AND USE TAX AGREEMENT. 05-23-01	H H	REC FROM SENATE REF TO COM ON FINANCE

S0160 AMEND GOOD SAMARITAN LAW/MEDICAL CARE.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-24-01, 04-25-01		
S0202 AMEND FISHERIES LAWS.	S	CONCURRED IN H/COM SUB
04-11-01		
S0220 DEFINE TIME STOCK ABANDONED FOR ESCHEATS.	H	PASSED 2ND & 3RD READING
04-03-01		
S0257 UCC ARTICLE 9 AMENDMENTS.	H	PASSED 2ND & 3RD READING
03-29-01, 05-29-01		
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S0277 COMMUNITY DEVELOPMENT EXEMPTION.	S	PRES. TO GOV. 6/5/2001
03-15-01		
S0299 WORKERS COMP. FOR PICKUP FIREFIGHTERS.	S	RATIFIED
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S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	S	PRES. TO GOV. 6/5/2001
04-19-01, 05-16-01, 05-23-01		
S0312 AMEND WELL CONTRACTORS CERTIFICATION.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-17-01, 06-05-01		
S0318 INSURANCE PRODUCER LICENSING.	S	RATIFIED
04-23-01, 05-29-01		
S0342 COUNTY BUILDING CODE REVISIONS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/6/2001
03-29-01, 05-29-01		
S0397 GED CREDIT FOR INMATES.	S	CONCURRED IN H/COM SUB
03-27-01, 05-22-01		
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-04-01		
S0432 WATER AND SEWER AUTHORITIES.	S	CONCURRED IN H/COM SUB
04-02-01, 04-03-01, 05-30-01		
S0459 INSURANCE FINANCIAL AMENDMENTS.	H	PASSED 2ND & 3RD READING
04-17-01		
S0466 WORKERS COMPENSATION AMENDMENTS.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-04-01, 04-05-01, 05-29-01, 06-05-01		
S0468 WORKERS COMP. CANCELLATIONS AND RENEWALS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-04-01, 06-05-01		
S0532 CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON JUDICIARY II
04-12-01, 06-04-01		
S0543 CONTROLLED SUBSTANCES/CLASSIF.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
03-28-01		
S0714 AMEND CERTIFICATE OF NEED.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-05-01		
S0744 TEACH PERSONAL FINANCIAL LITERACY IN SCHOOLS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON APPROPRIATIONS
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.	S	FAILED CONCUR IN COM SUB
04-24-01, 05-29-01		
S0801 FIREMEN REPORTING.	H	PASSED 2ND & 3RD READING
04-19-01		

S0825 STATE HEALTH PLAN CONTRACT/EXEMPT APA. 04-19-01	H	PASSED 2ND & 3RD READING
S0853 STATE NATURE AND HISTORIC PRESERVE PROPERTIES. 05-22-01, 05-23-01	S	REPTD FAV TO CONCUR
S0854 STATE NATURE AND HISTORIC PRESERVE. 05-22-01, 05-23-01	S	REPTD FAV TO CONCUR
S0937 C.O.N.-ADULT CARE HOMES REGULATED. 04-23-01, 05-30-01	H	PASSED 2ND & 3RD READING
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB. 05-22-01	S	RATIFIED
S1056 FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES. 05-23-01	S	RATIFIED

LOCAL BILLS

H0910 VARIOUS TOWNS CLEARCUTTING. 04-18-01, 04-23-01, 04-24-01, 06-04-01	S	PASSED 2ND & 3RD READING
S0533 CHARLOTTE/MECKLENBURG SUBDIVISION MARKERS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0535 CHARLOTTE AREA SPHERE OF INFLUENCE. 04-05-01	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0584 RUTHERFORDTON ABC DISTRIBUTIONS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 312. AMEND WELL CONTRACTORS CERTIFICATION. Intro. 3/5/01. House committee substitute changes the 2nd edition by eliminating the amendment to GS 143B-301.11(b), thereby reinstating the provision that the Comm'n may, *by rule*, delegate to the Secretary any of its powers, other than the power to adopt rules.

S 466. WORKERS' COMPENSATION AMENDMENTS. Intro. 3/15/01. House amendment makes the following changes to 4th edition. Makes clear that portions of the act are effective Oct. 1, 2001, notwithstanding provisions of GS 97-31.1 regarding when legislation affecting benefits shall become law.

S 468. WORKERS' COMP. CANCELLATIONS AND RENEWALS. Intro. 3/15/01. House committee substitute makes the following changes to 2nd edition: (a) amends proposed GS 58-36-110(d) to provide whenever an insurer lowers coverage limits, raises deductibles, or raises premium rates for reasons "within the exclusive control of the insurer" or other than at the request of the policyholder, the insurer shall notify the policyholder 30 days before the effective date, and (b) defines "reasons within the exclusive control of the insurer" to exclude experience modification changes, exposure changes, or loss cost rate changes.

HOUSE BILLS

H 170. MULCH BLOWER FUEL TAX REFUNDS. Intro. 2/20/01. House committee substitute makes the following changes to 1st edition. Rewrites applicability language to make act applicable to motor fuel and alternative fuel consumed on or after Jan. 1, 2001.

H 377. DSS CHANGES. Intro. 3/1/01. Senate committee substitute makes the following changes to 3rd edition. Makes technical changes only.

H 969. AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. Intro. 4/4/01. House amendments make the following changes to 3rd edition:

Make various editorial and conforming changes to provide that exhaust emission tests apply to vehicles that are fewer than 25 model years old but are not newer than a 1995 model.

Add new GS 20-183.5A to provide for the circumstances in which a vehicle that fails a safety inspection because of missing emissions control devices may obtain a waiver. Provide that such a waiver may be issued for a vehicle if it fails a safety inspection because it (a) lacks one or more emissions control devices and (2) has documented repairs within the previous calendar year to replace missing emissions control devices costing at least the amount of the waiver. The amount of such a waiver is $75 for pre-1981 vehicles and $200 for post-1980 vehicles. Provide that a waiver is to be granted by an employee of the local enforcement office of the DMV. Direct the employee, before issuing a waiver, to review the inspection receipts issued for vehicle inspections, review the documents establishing what repairs were made to the vehicle and at what cost, review any statement denying warranty coverage of the repairs made, and visually inspect the vehicle, if necessary to see whether documented repairs were made. Provide that the following repair costs must be excluded in determining whether repair costs exceed the waiver amount: (a) repairs covered by a warranty that applies to the vehicle; (b) repairs needed as a result of tampering with an emission control device; and (c) repairs made by an individual not engaged in the vehicle repair business, if the vehicle is a post-1980 vehicle. Provide that the inspection sticker for vehicles for which the safety inspection has been waived expires at the same times it would if the vehicle had passed the safety inspection. Make waiver provisions effective Jan. 1, 2003

Require that information about inspection fees, sticker fees, and the consequences of failing the inspection test must be set out in not smaller than 12–point type and shown graphically in the form of a pie chart on the inspection receipt.

H 990. STATE BOARD OF EDUCATION CONFIRMATION. Intro. 4/5/01. House committee substitute changes 2nd edition as follows: (1) rewrites title of resolution to read *PROVIDING FOR CONFIRMATION OF THE APPOINTMENTS OF MICHELLE HOWARD-VITAL, WAYNE MCDEVITT, AND PATRICIA WILLOUGHBY TO MEMBERSHIP ON THE STATE BOARD OF EDUCATION;* and (2) names the confirmed members in the text of the bill.

H 1019. AMEND SEPTAGE MANAGEMENT PROGRAM. Intro. 4/9/01. House committee substitute changes 2nd edition by adding provision to proposed GS 130A-291.2 requiring the owner or lessee of a temporary construction trailer to contract with a registered septage management firm or registered portable toilet sanitation firm for the removal of domestic waste.

H 1291. LIMIT EXERCISE OF ETJ POWER. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Completely rewrites bill to authorize the Legislative Research Commission to study the exercise of extraterritorial jurisdiction by municipalities and to report to the 2002 regular session of the 2001 General Assembly or the 2003 General Assembly. Rewrites title to read, *AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE EXERCISE OF EXTRATERRITORIAL JURISDICTION BY MUNICIPALITIES.* Effective July 1, 2001.

LEGISLATION ENACTED

SL 2001-162 (H 105). BUNCOMBE COUNTY PRODUCT DEVELOPMENT FUND. *AN ACT TO AUTHORIZE BUNCOMBE COUNTY TO LEVY AN ADDITIONAL ONE PERCENT ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, TO MODIFY THE PURPOSES FOR WHICH THE ROOM TAX MAY BE USED, AND TO MAKE CONFORMING CHANGES.* Summarized in *Daily Bulletin* 2/14/01, 3/28/01, and 5/23/01. Enacted June 4, 2001. Effective June 4, 2001.

SL 2001-163 (H 800). SPEAKER'S APPOINTMENTS. *AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.* Summarized in *Daily Bulletin* 3/26/01 and 5/22/01. Enacted June 4, 2001. Effective June 4, 2001.

SL 2001-164 (H 891). REGULATE SPOTLIGHTING OF DEER. *AN ACT TO REGULATE SPOTLIGHTING OF DEER IN WAKE COUNTY.* Summarized in *Daily Bulletin* 3/29/01 and 5/23/01. Enacted June 4, 2001. Effective Oct. 1, 2001.

SL 2001-165 (H 931). ORANGE COUNTY HUNTING REGULATION. *AN ACT TO AUTHORIZE ORANGE COUNTY TO REGULATE THE USE OF ALCOHOL AND OTHER IMPAIRING SUBSTANCES WHILE HUNTING WITH FIREARMS AND TO REGULATE HUNTING NEAR GOVERNMENT BUILDINGS.* Summarized in *Daily Bulletin* 3/29/01 and 4/24/01. Enacted June 4, 2001. Effective June 4, 2001.

NEXT SESSIONS

Wednesday, June 6, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 2:00 p.m.

H1
5: 2001/77

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 77 Vol. 2001, No. 77 Senate Legislative Day 77

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Wednesday, June 6, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
June 6, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0003 ENCOURAGE RECIPROCITY IN BIDDING PROCESS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-19-01, 03-21-01, 03-22-01, 06-06-01		
H0106 CLARIFY APPEALS TO LOCAL SCHOOL BOARDS.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON JUDICIARY I
04-17-01, 04-24-01, 04-25-01		
H0170 MULCH BLOWER FUEL TAX REFUNDS.	H	PASSED 2ND READING
06-05-01		
H0235 SANITARY DISTRICT ECONOMIC DEVELOPMENT.	H	RATIFIED
05-29-01		
H0332 ENERGY IMPROVEMENT PROGRAM.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
03-26-01		
H0344 DOMESTIC EMPLOYER WAGE REPORTS.	H	PRES. TO GOV. 6/6/2001
05-29-01		
H0350 GRAMM-LEACH-BLILEY ACT REQUIREMENTS.	S	PASSED 2ND & 3RD READING
H0357 UMBRELLA INSURANCE IMPROVEMENTS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-06-01		
H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	H	PRES. TO GOV. 6/6/2001
04-18-01, 05-17-01, 05-29-01		
H0377 DEPARTMENT OF SOCIAL SERVICES CHANGES 2.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/7/2001
04-23-01, 04-24-01, 06-05-01		

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H0387 DEVELOPMENTALLY DISABLED GROUP HOMES REGULATION.	H	PRES. TO GOV. 6/6/2001
04-04-01		
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-16-01, 05-16-01, 05-31-01		
H0452 EMERGENCY MEDICAL SERVICES ACT UPDATE.	H	RATIFIED
04-16-01, 04-18-01, 05-29-01		
H0453 REGULATION OF EMERGENCY MEDICAL SERVICES.	H	PRES. TO GOV. 6/6/2001
04-16-01, 04-18-01, 05-24-01		
H0722 INCREASE VETERINARY BOARD MEMBERSHIP.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-06-01		
H0803 REORGANIZE SAVINGS INSTITUTION DIVISION.	S	PASSED 2ND & 3RD READING
04-18-01		
H0899 AMEND OBSTRUCT OR DELAY PUBLIC OFFICER.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON JUDICIARY II
04-11-01, 04-16-01, 05-29-01		
H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS.	H	PRES. TO GOV. 6/6/2001
04-11-01, 05-03-01		
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-16-01, 05-30-01, 06-05-01		
#H0990 STATE BOARD OF EDUCATION CONFIRMATION.	H	PASSED 2ND & 3RD READING
	S	REC FROM HOUSE
	S	PLACED ON CAL FOR 6/6/2001
	S	PASSED 2ND & 3RD READING
	H	RATIFIED
	HR	CH. RES 2001-17
04-24-01, 06-05-01		
H0998 STATE PRIVACY ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-06-01		
H1019 AMEND SEPTAGE MANAGEMENT PROGRAM.	H	PASSED 2ND READING
04-19-01, 06-05-01		
H1045 RESTORE WORKERS' COMP. STABILITY.	H	CONCURRED IN S/COM SUB
04-18-01, 04-23-01, 05-30-01		
H1070 REMOVAL/RESIGNATION OF TRUSTEES.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
06-06-01		
H1246 BD. OF GOVS. STUDY COLLEGE ADMISSIONS MEASURES.	S	REPTD FAV COM SUBSTITUTE
	S	PLACED ON CAL FOR 6/6/2001
	S	AMEND FAILED #1
	S	PASSED 2ND READING
04-23-01, 06-06-01		
H1389 SPECIAL FORCES ASSN. REGISTRATION PLATE.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
H1397 INCREASE SERVICE OF PROCESS FEE.	H	PASSED 3RD READING
05-31-01		
S0007 ADD JUVENILE MEMBERS.	S	PRES. TO GOV. 6/6/2001
02-21-01, 05-23-01		
S0068 CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
03-28-01, 04-24-01, 06-06-01		

S0091 DEALER PLATE CHANGES. 04-17-01, 05-30-01	S	RATIFIED
S0123 SPECIAL OBLIGATION BONDS FOR JAILS/ WATER/SEWER. 03-21-01, 05-31-01	H	PASSED 3RD READING
S0148 LAW OFFICERS MEMORIAL SIGNS. 06-04-01	H H	WITHDRAWN FROM CAL RE-REF COM ON TRANSPORTATION
S0202 AMEND FISHERIES LAWS. 04-11-01	S	RATIFIED
S0220 DEFINE TIME STOCK ABANDONED FOR ESCHEATS. 04-03-01	S	RATIFIED
S0257 UCC ARTICLE 9 AMENDMENTS. 03-29-01, 05-29-01	S S	REC TO CONCUR H COM SUB PLACED ON CAL FOR 6/7/2001
S0275 CANADIAN DEALERS/SALESMEN REGISTRATION. 03-29-01	S	RATIFIED
S0299 WORKERS COMP. FOR PICKUP FIREFIGHTERS. 04-04-01, 05-29-01	S	PRES. TO GOV. 6/6/2001
S0312 AMEND WELL CONTRACTORS CERTIFICATION. 04-17-01, 06-05-01	H H	WITHDRAWN FROM CAL RE-REF COM ON ENVIRONMENT AND NATURAL RESOURCES
S0318 INSURANCE PRODUCER LICENSING. 04-23-01, 05-29-01	S	PRES. TO GOV. 6/6/2001
S0342 COUNTY BUILDING CODE REVISIONS. 03-29-01, 05-29-01	S	CONCURRED IN H/COM SUB
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE. 04-19-01	H	PASSED 2ND READING
S0397 GED CREDIT FOR INMATES. 03-27-01, 05-22-01	S	RATIFIED
S0432 WATER AND SEWER AUTHORITIES. 04-02-01, 04-03-01, 05-30-01	S	RATIFIED
S0459 INSURANCE FINANCIAL AMENDMENTS. 04-17-01	S	RATIFIED
S0466 WORKERS COMPENSATION AMENDMENTS. 04-04-01, 04-05-01, 05-29-01, 06-05-01	S S	REC TO CONCUR H COM SUB PLACED ON CAL FOR 6/7/2001
S0719 TTA EMINENT DOMAIN. 04-12-01, 05-22-01, 06-04-01	H	PASSED 2ND READING
S0801 FIREMEN REPORTING. 04-19-01	S	RATIFIED
S0825 STATE HEALTH PLAN CONTRACT/EXEMPT APA. 04-19-01	S	RATIFIED
S0829 GOVERNMENT SECURITY INTERESTS CLARIFIED. 04-19-01	H	PASSED 2ND & 3RD READING
S0853 STATE NATURE AND HISTORIC PRESERVE PROPERTIES. 05-22-01, 05-23-01	S S	CONCURRED ON 2ND READING CONCURRED ON 3RD READING
S0854 STATE NATURE AND HISTORIC PRESERVE. 05-22-01, 05-23-01	S S	CONCURRED ON 2ND READING CONCURRED ON 3RD READING
S0898 THE STUDENT CITIZEN ACT OF 2001. 04-12-01, 06-04-01, 06-06-01	HA H H	AMEND ADOPTED #1,#2,#4,#6 AMEND FAILED #3,#5 PASSED 2ND READING

S0912 PENALTY FOR FILING FALSE STATUTORY LIEN. 04-23-01, 06-04-01	H	PASSED 2ND READING
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW. 04-16-01, 05-22-01	H H	WITHDRAWN FROM CAL RE-REF COM ON JUDICIARY I
S0937 C.O.N.-ADULT CARE HOMES REGULATED. 04-23-01, 05-30-01	S S	REC TO CONCUR H COM SUB PLACED ON CAL FOR 6/7/2001
S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB. 05-22-01	S	PRES. TO GOV. 6/6/2001
S1056 FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES. 05-23-01	S	PRES. TO GOV. 6/6/2001

LOCAL BILLS

H0765 MODIFY VANCE OCCUPANCY TAX. 06-04-01	H	PASSED 2ND READING
H0817 RICHMOND COUNTY SUBDIVISIONS. 04-26-01, 05-22-01	H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B)
S0533 CHARLOTTE/MECKLENBURG SUBDIVISION MARKERS.	H	PASSED 2ND & 3RD READING
S0535 CHARLOTTE AREA SPHERE OF INFLUENCE. 04-05-01	H H	WITHDRAWN FROM CAL RE-REF COM ON LOCAL GOVERNMENT I
S0584 RUTHERFORDTON ABC DISTRIBUTIONS.	H	PASSED 2ND & 3RD READING

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 68. CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE. Intro. 2/6/01. House committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO MAKE CHANGES TO THE MEMBERSHIP OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, TO CLARIFY THE ENFORCEMENT POWERS OF THE COMMISSION, TO REPEAL THE REMOVAL OF THE DEPARTMENT OF CORRECTION FROM THE COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE CORRECTIONS AND CRIME CONTROL OVERSIGHT COMMITTEE, TO MAKE CONFORMING CHANGES FOR THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION, AND TO DIRECT THE JOINT LEGISLATIVE CORRECTIONS AND CRIME CONTROL OVERSIGHT COMMITTEE TO STUDY THE COMPOSITION OF THE COMMISSION.* Changes membership of Comm'n at GS 17C-3(a)(6) by adding four correctional officers, two from Division of Community Corrections upon recommendation of Speaker of the House, and two from Division of Prisons upon recommendation of President Pro Tem. Makes technical change to GS 17C-3(b). Makes numerous conforming changes to Chapter 7B. Requires Joint Legislative Corrections and Crime Control Oversight Committee to study composition of NC Criminal Justice Education and Standards Comm'n to determine whether current number of members is sufficient or whether a smaller comm'n would be more effective, as well as appropriate representation. Committee to report findings and recommended legislative changes to 2002 Regular Session of 2001 General Assembly.

S 898. THE STUDENT CITIZEN ACT OF 2001. Intro. 4/5/01. House amends bill to make the following changes to 3rd edition. Adds character trait of value to the character education requirements in GS 115C-81(h). Defines value as understanding the moral laws, as exemplified in the Ten Commandments, upon which the civil laws are

based. Authorizes display of Ten Commandments in specific manner described in H 681, Sec. 1. Adds new GS 115C-47(39) to authorize local school boards to adopt dress code and appearance policies for students and public school employees. New section is identical to H 645, Sec. 1. Amends new GS 115C-81(h1)(3) (concerning service to others) to specify that schools teaching service-learning through hands-on community projects must involve students on a voluntary basis (underlined words added). Adds severability clause.

HOUSE BILLS

H 3. ENCOURAGE RECIPROCITY IN BIDDING PROCESS. Intro. 1/25/01. Senate committee substitute makes the following changes to 3rd edition. Adds provision to GS 143-59(b) that Sec'y of Administration may waive reciprocal preference after consultation with Board of Awards.

H 357. UMBRELLA INSURANCE IMPROVEMENTS. Intro. 3/01/01. Senate committee substitute makes the following changes to 1st edition. Amends GS 58-37-35(b)(2a) to provide that for persons who must maintain liability coverage limits above those available under GS 58-37-35(b)(2) in order to obtain or continue coverage under personal excess liability or personal umbrella insurance policies, additional ceding privileges for motor vehicle insurance shall be provided by the Board of Governors up to $250,000 each person, $500,000 each accident for bodily injury; $100,000 property damage liability for each accident; and $5,000 medical payments each person. Changes effective date to Oct. 1, 2001.

H 722. EXPAND VET. BD./INJUNCTION FOR CHIROPRACTIC BD. Intro. 3/22/01. Senate committee substitute makes the following changes to 1st edition: (1) changes title to *AN ACT TO INCREASE THE MEMBERS OF THE NORTH CAROLINA VETERINARY MEDICAL BOARD FROM SEVEN TO EIGHT AND TO ALLOW THE BOARD OF CHIROPRACTIC EXAMINERS TO BRING AN ACTION FOR INJUNCTIVE RELIEF IN SUPERIOR COURT TO PREVENT PERSONS FROM PRACTICING CHIROPRACTIC WITHOUT A LICENSE;* and (2) amends GS 90-147 to allow the Board of Chiropractic Examiners to bring an action for injunction to prevent practice without a license regardless of whether criminal prosecution has been or may be instituted.

H 998. STATE PRIVACY ACT. Intro. 4/05/01. Senate committee substitute changes 1st edition to codify the provision as new article 3F (GS 143-64.60), entitled "State Privacy Act."

H 1070. REMOVAL/RESIGNATION OF TRUSTEES. Intro. 4/10/01. House committee substitute makes technical and editorial changes to 1st edition.

H 1246. BOG STUDY ADMISSIONS/YOUTHS IN IHES. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN COOPERATION WITH THE STATE BOARD OF EDUCATION AND THE STATE BOARD OF COMMUNITY COLLEGES, TO STUDY THE MEASURES USED FOR ADMISSIONS, PLACEMENT, AND ADVANCED PLACEMENT DECISIONS BY THE CONSTITUENT INSTITUTIONS OF THE STATE'S UNIVERSITY SYSTEM, TO ALLOW INTELLECTUALLY GIFTED YOUTHS TO ATTEND COMMUNITY COLLEGES, AND TO ALLOW CERTAIN YOUTHS TO BE EMPLOYED BY INSTITUTIONS OF HIGHER EDUCATION.* As title indicates. Act modifies directions for study and adds last two provisions. Changes most study requirements from mandatory to permissive. Interim report is now permitted rather than required; deadline for final report remains the same (Dec. 1, 2003). Recommends that the study continue beyond the final report date.

Adds new GS 115D-1.1 authorizing a student under age 16 to enroll in a community college if college president or designee finds, based on State Board of Community Colleges criteria, that student is intellectually gifted and has the maturity to justify admission. Requires State Board to adopt rules to implement section. Adds new GS 95-25.5(m) to specify that youths who are enrolled at any constituent institution of UNC, any NC community college, or any college or university that awards postsecondary degrees may be employed in non-hazardous jobs with that institution. Makes act effective when it becomes law.

NEXT SESSIONS

Thursday, June 7, 2001

HOUSE convenes at 12:00 noon.

SENATE convenes at 10:00 a.m.

H1
5:2001

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 78 Vol. 2001, No. 78 Senate Legislative Day 78

Thursday, June 7, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1457	ELECTING MEMBER OF STATE BOARD OF COMMUNITY COLLEGES		EDUCATION	HOUSE RES

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SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1457. ELECTING MEMBER OF STATE BOARD OF COMMUNITY COLLEGES. *A HOUSE RESOLUTION SETTING THE DATE FOR THE HOUSE OF REPRESENTATIVES TO ELECT A MEMBER TO FILL IN AN UNEXPIRED TERM ON THE STATE BOARD OF COMMUNITY COLLEGES.* As title indicates, election 6/21/01.
Intro. by McLawhorn.
Ref. to Education

HOUSE RES

CALENDAR ACTION
June 7, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
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PUBLIC BILLS

H0003 ENCOURAGE RECIPROCITY IN BIDDING PROCESS. 03-19-01, 03-21-01, 03-22-01, 06-06-01	S	PASSED 2ND & 3RD READING
H0170 MULCH BLOWER FUEL TAX REFUNDS. 06-05-01	H	PASSED 3RD READING
H0235 SANITARY DISTRICT ECONOMIC DEVELOPMENT. 05-29-01	H	PRES. TO GOV. 6/7/2001
H0350 GRAMM-LEACH-BLILEY ACT REQUIREMENTS.	H	RATIFIED
H0357 UMBRELLA INSURANCE IMPROVEMENTS. 06-06-01	S	PASSED 2ND & 3RD READING

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H0377 DEPARTMENT OF SOCIAL SERVICES CHANGES 2. 04-23-01, 04-24-01, 06-05-01	S	PASSED 2ND & 3RD READING
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS. 04-16-01, 05-16-01, 05-31-01	H	CONCURRED IN S/COM SUB
H0452 EMERGENCY MEDICAL SERVICES ACT UPDATE. 04-16-01, 04-18-01, 05-29-01	H	PRES. TO GOV. 6/7/2001
H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD. 06-06-01	S	PASSED 2ND & 3RD READING
H0803 REORGANIZE SAVINGS INSTITUTION DIVISION. 04-18-01	H	RATIFIED
H0998 STATE PRIVACY ACT. 06-06-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 6/12/2001
H1019 AMEND SEPTAGE MANAGEMENT PROGRAM. 04-19-01, 06-05-01	H	PASSED 3RD READING
H1045 RESTORE WORKERS' COMP. STABILITY. 04-18-01, 04-23-01, 05-30-01	H	RATIFIED
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES. 04-23-01, 06-06-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 6/12/2001
H1397 INCREASE SERVICE OF PROCESS FEE. 05-31-01	S S	REC FROM HOUSE REF TO COM ON FINANCE
S0091 DEALER PLATE CHANGES. 04-17-01, 05-30-01	S	PRES. TO GOV. 6/7/2001
S0123 SPECIAL OBLIGATION BONDS FOR JAILS/ WATER/SEWER. 03-21-01, 05-31-01	S S	REC TO CONCUR H COM SUB PLACED ON CAL FOR 6/11/2001
S0160 AMEND GOOD SAMARITAN LAW/MEDICAL CARE. 04-24-01, 04-25-01	H	PASSED 2ND & 3RD READING
S0202 AMEND FISHERIES LAWS. 04-11-01	S	PRES. TO GOV. 6/7/2001
S0220 DEFINE TIME STOCK ABANDONED FOR ESCHEATS. 04-03-01	S	PRES. TO GOV. 6/7/2001
S0257 UCC ARTICLE 9 AMENDMENTS. 03-29-01, 05-29-01	S	CONCURRED IN H/COM SUB
S0275 CANADIAN DEALERS/SALESMEN REGISTRATION. 03-29-01	S	PRES. TO GOV. 6/7/2001
S0342 COUNTY BUILDING CODE REVISIONS. 03-29-01, 05-29-01	S	RATIFIED
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE. 04-19-01	H	POSTPONED TO 6/12/2001
S0397 GED CREDIT FOR INMATES. 03-27-01, 05-22-01	S	PRES. TO GOV. 6/7/2001
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS. 04-04-01	H	POSTPONED TO 6/13/2001
S0432 WATER AND SEWER AUTHORITIES. 04-02-01, 04-03-01, 05-30-01	S	PRES. TO GOV. 6/7/2001
S0459 INSURANCE FINANCIAL AMENDMENTS. 04-17-01	S	PRES. TO GOV. 6/7/2001
S0466 WORKERS COMPENSATION AMENDMENTS. 04-04-01, 04-05-01, 05-29-01, 06-05-01	S	CONCURRED IN H/COM SUB
S0468 WORKERS COMP. CANCELLATIONS AND RENEWALS. 04-04-01, 06-05-01	H	PASSED 2ND & 3RD READING

S0543 CONTROLLED SUBSTANCES/CLASSIF.	H	PASSED 2ND & 3RD READING
03-28-01		
S0719 TTA EMINENT DOMAIN.	H	PASSED 3RD READING
04-12-01, 05-22-01, 06-04-01		
S0801 FIREMEN REPORTING.	S	PRES. TO GOV. 6/7/2001
04-19-01		
S0825 STATE HEALTH PLAN CONTRACT/EXEMPT APA.	S	PRES. TO GOV. 6/7/2001
04-19-01		
S0829 GOVERNMENT SECURITY INTERESTS CLARIFIED.	S	RATIFIED
04-19-01		
S0853 STATE NATURE AND HISTORIC PRESERVE PROPERTIES.	S	RATIFIED
05-22-01, 05-23-01		
S0854 STATE NATURE AND HISTORIC PRESERVE.	S	RATIFIED
05-22-01, 05-23-01		
S0898 THE STUDENT CITIZEN ACT OF 2001.	H	AMENDMENT WITHDRAWN #7
	H	AMEND FAILED #8,#9
	HA	AMEND ADOPTED #11
	H	AMEND PENDING #10
	H	WITHDRAWN FROM CAL
04-12-01, 06-04-01, 06-06-01, 06-07-01		
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN.	HA	AMEND ADOPTED #1
	H	PASSED 3RD READING
04-23-01, 06-04-01, 06-07-01		
S0937 C.O.N.-ADULT CARE HOMES REGULATED.	S	CONCURRED IN H/COM SUB
04-23-01, 05-30-01		
S1075 AMEND UNIFORM ANAT. GIFT ACT.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-07-01		

LOCAL BILLS

H0765 MODIFY VANCE OCCUPANCY TAX.	H	PASSED 3RD READING
06-04-01		
H0817 RICHMOND COUNTY SUBDIVISIONS.	H	CONCURRED IN S/COM SUB
04-26-01, 05-22-01		
H0910 VARIOUS TOWNS CLEARCUTTING.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-18-01, 04-23-01, 04-24-01, 06-04-01		
S0533 CHARLOTTE/MECKLENBURG SUBDIVISION MARKERS.	S	RATIFIED
S0584 RUTHERFORDTON ABC DISTRIBUTIONS.	S	RATIFIED
S0666 MONROE/BURLINGTON PROPERTY.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 6/11/2001
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 6/11/2001
04-17-01, 05-16-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 666. MONROE/BURLINGTON PROPERTY. Intro. 3/22/01. Conference report changes the 3rd edition by authorizing the City of Burlington to also convey privately a second lot, described in the bill.

S 912. PENALTY FOR FILING UNAUTHORIZED STATUTORY LIEN. Intro. 4/5/01. House amendment makes the following change to 3rd edition. Deletes register of deeds as official that shall not docket lien under provisions of bill, leaving clerk of superior court as official with that duty.

S 1075. AMEND UNIFORM ANAT. GIFT ACT. Intro. 4/5/01. House committee substitute makes the following changes to 1st edition. Amends GS 130A-406(e) to provide that in respect to a gift of an eye, a qualified individual may enucleate eyes or perform in situ excision for the gift.

NEXT SESSIONS

Monday, June 11, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

41
5: 2000/79

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Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 79 Vol. 2001, No. 79 Senate Legislative Day 79

Monday, June 11, 2001

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
June 11, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0170 MULCH BLOWER FUEL TAX REFUNDS.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
06-05-01		
H0350 GRAMM-LEACH-BLILEY ACT REQUIREMENTS.	H	PRES. TO GOV. 6/8/2001
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS.	H	RATIFIED
04-16-01, 05-16-01, 05-31-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	S	REF TO COM ON HEALTH CARE
05-15-01		
H0803 REORGANIZE SAVINGS INSTITUTION DIVISION.	H	PRES. TO GOV. 6/8/2001
04-18-01		
H1019 AMEND SEPTAGE MANAGEMENT PROGRAM.	S	REC FROM HOUSE
	S	REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
04-19-01, 06-05-01		
H1045 RESTORE WORKERS' COMP. STABILITY.	H	PRES. TO GOV. 6/8/2001
04-18-01, 04-23-01, 05-30-01		
H1073 REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/12/2001
06-11-01		
S0068 CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE.	H	PASSED 2ND & 3RD READING
03-28-01, 04-24-01, 06-06-01		

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#S0071 SUSPENDED STUDENTS ASS'D TO ALTERNATIVE PROGRAMS	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-178
03-08-01, 03-13-01, 03-14-01, 03-15-01, 04-05-01, 05-21-01		
S0123 SPECIAL OBLIGATION BONDS FOR WATER/ SEWER.	S	CONCURRED ON 2ND READING
03-21-01, 05-31-01		
S0160 AMEND GOOD SAMARITAN LAW/MEDICAL CARE.	S	RATIFIED
04-24-01, 04-25-01		
#S0236 HFA BONDS.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-185
04-16-01		
S0247 GOVERNMENT FINANCE CHANGES.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
S0257 UCC ARTICLE 9 AMENDMENTS.	S	RATIFIED
03-29-01, 05-29-01		
#S0258 RESCISSION OFFER FILING PROCEDURE.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-183
#S0259 ABOLISH CHURCH BOND DEALER RESTRICTION.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-182
#S0311 HOUSING FINANCE AGENCY BONDS.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-181
#S0321 INSURANCE EXAM LAW AMENDMENTS.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-180
04-23-01		
S0342 COUNTY BUILDING CODE REVISIONS.	S	PRES. TO GOV. 6/8/2001
03-29-01, 05-29-01		
S0374 MENTAL HEALTH SYSTEM REFORM.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
#S0378 EDUC. DEGREE NOT REQ'D./LOCAL SUPERINTENDENT.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-174
05-22-01, 05-23-01		
S0466 WORKERS COMPENSATION AMENDMENTS.	S	RATIFIED
04-04-01, 04-05-01, 05-29-01, 06-05-01		
S0468 WORKERS COMP. CANCELLATIONS AND RENEWALS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/12/2001
04-04-01, 06-05-01		
S0543 CONTROLLED SUBSTANCES/CLASSIF.	S	RATIFIED
03-28-01		
S0573 PARENTAL TRUST FUND/NONRESIDENT PARTICIPATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/12/2001
S0714 AMEND CERTIFICATE OF NEED.	H	PLACED ON CAL FOR 6/12/2001
04-05-01		
#S0716 POLL WORKER DISCHARGE.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-169
04-24-01, 05-03-01, 05-16-01		
S0719 TTA EMINENT DOMAIN.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/12/2001
04-12-01, 05-22-01, 06-04-01		
#S0731 TRANSPORTATION PLANNING.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-168
05-21-01		
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.	S	CONF COM APPOINTED
04-24-01, 05-29-01		

S0811 PARENT OF SUSPENDED STUDENT/ADEQUATE NOTICE.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/12/2001
04-12-01		
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/12/2001
04-19-01, 06-04-01, 06-11-01		
S0829 GOVERNMENT SECURITY INTERESTS CLARIFIED.	S	PRES. TO GOV. 6/8/2001
04-19-01		
#S0852 INSURANCE FOR PUBLIC WORKS PROJECTS.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-167
S0854 STATE NATURE AND HISTORIC PRESERVE.	S	PRES. TO GOV. 6/8/2001
05-22-01, 05-23-01		
S0861 LICENSE BY CREDENTIALS/DENTISTRY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
06-11-01		
#S0876 DAY REPORTING CENTERS.	S	SIGNED BY GOV. 6/7/2001
	SR	CH. SL 2001-179
S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET FLEXIBILITY.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-12-01, 04-16-01, 04-17-01		
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/12/2001
04-23-01, 06-04-01, 06-07-01		
S0937 C.O.N.-ADULT CARE HOMES REGULATED.	S	RATIFIED
04-23-01, 05-30-01		
S1075 AMEND UNIFORM ANAT. GIFT ACT.	H	PLACED ON CAL FOR 6/12/2001
06-07-01		

LOCAL BILLS

H0765 MODIFY VANCE OCCUPANCY TAX.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
06-04-01		
H0817 RICHMOND COUNTY SUBDIVISIONS.	H	RATIFIED
04-26-01, 05-22-01		
H0910 VARIOUS TOWNS CLEARCUTTING.	H	CONCURRED IN S/COM SUB
04-18-01, 04-23-01, 04-24-01, 06-04-01		
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01		
#S0533 CHARLOTTE/MECKLENBURG SUBDIVISION MARKERS.	SR	CH. SL 2001-187
#S0584 RUTHERFORDTON ABC DISTRIBUTIONS.	SR	CH. SL 2001-188
S0666 MONROE/BURLINGTON PROPERTY.	HA	CONF REPORT ADOPTED
	SA	CONF REPORT ADOPTED
04-17-01, 05-16-01, 06-11-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 243. RED LIGHT CAMERAS/CERTAIN MUNICIPALITIES. Intro. 2/26/01. House committee substitute makes the following changes to 6th edition. Changs title to *AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES TO USE TRAFFIC CONTROL PHOTOGRAPHIC SYSTEMS AND TO AUTHORIZE THE MUNICIPALITIES IN WAKE COUNTY TO USE RED LIGHT CAMERAS FOR SAFETY, FOR SCHOOLS, BUT NOT FOR PROFIT.* Retains provisions of sixth edition that added certain municipalities as title indicates, although removes Town of Cary from that list. Adds new GS 160A-300.2 to authorize all municipalities within Wake County (if 51% or more of municipality's land is in Wake County) to install traffic control photographic systems as set out in bill. Provides that municipality may enter into only one contract for lease, lease-purchase, or purchase of system and duration of contract may be for no more than 60 months. Provides that clear proceeds from citations must be paid to county school fund. Clear proceeds is defined as funds remaining after paying for system, paying contractor to operate system, and paying any administrative costs incurred by municipality related to use of system.

S 823. PROMOTING NC GRAPE AND WINE INDUSTRY. Intro. 4/3/01. House committee substitute makes the following changes to 3rd edition. Makes technical changes only.

S 861. LICENSE BY CREDENTIALS/DENTISTRY. Intro. 4/4/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO ADDRESS SOME OF NORTH CAROLINA'S PUBLIC HEALTH PROBLEMS IN SHORTAGES OF LICENSED DENTAL PERSONNEL IN RURAL AND LOW-INCOME AREAS BY DEVELOPING PATHWAYS FOR NORTH CAROLINA STATE LICENSING OF DENTISTS AND DENTAL HYGIENISTS WHO ARE ALREADY LICENSED IN OTHER STATES OR JURISDICTIONS THROUGH PROVIDING FOR REVIEW OF THE PROFESSIONAL CREDENTIALS AND OTHER RECORDS OF ACTIVITIES BY APPLICANTS AS AN ALTERNATIVE TO REQUIRING APPLICANTS TO SATISFACTORILY COMPLETE A LICENSING BOARD CLINICAL EXAMINATION; BY ESTABLISHING A LIMITED VOLUNTEER DENTAL LICENSE; BY IMPROVING REGULATORY PROVISIONS FOR DENTAL FACULTY AND STUDENTS; BY ENACTING OTHER LICENSING CHANGE BY DIRECTING THE UNIVERSITY OF NORTH CAROLINA, IN COLLABORATION WITH THE STATE BOARD OF DENTAL EXAMINERS, TO STUDY AND DEVELOP PROCEDURES FOR INCREASING THE NUMBER OF DENTAL STUDENTS IN THE ENROLLING CLASS OF THE STATE SCHOOL OF DENTISTRY; AND BY DIRECTING THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA TO STUDY AND DEVELOP PROCEDURES FOR CREATING AN ADDITIONAL STATE DENTAL SCHOOL.* Amends GS 90-224.1(a) to permit Board to issue license by credentials to applicant licensed to practice dental hygiene in any state or territory of the United States (was, to applicant who has practiced dental hygiene in Unites States military service or who has been licensed to practice dental hygiene in any state or territory of the United States). Amends GS 90-224.1(b) to require satisfactory completion of dental hygiene education and training as required by state or territory program approved by Board, but deletes reference to military education or training. Amends GS 90-224(a) to require applicant for licensure by examination to be either a graduate of a program of dental hygiene in a school or college approved by Board or have satisfactorily completed the dental hygiene education and training prescribed by a United States military service and have practiced dental hygiene in the military service for a minimum of five years and be in good standing. Adds GS 90-224(c) to provide that all examinations shall be substantially equivalent in content. Makes stylistic change to GS 90-37.1(a) and GS 90-37.1(g). Increases fees for application for license by credentials from $2,000 to $3,000 in GS 90-39(13) and fee for application for limited volunteer dental license from $100 to $300 in GS 90-39(14). Increases fee in GS 90-232(7) for license by credentials from $1,000 to $1,500. Amends GS 90-29.5(b)(2) to permit holder of instructor's license to teach and practice dentistry in connection with an academic medical center identified by the North Carolina Dep't of Health and Human Services. Requires UNC-Chapel Hill to study and develop procedures for increasing UNC School of Dentistry's entering class to 100 students. Report shall include a timeline for increasing class size, and shall include an analysis of the impact of this expansion on improving access to dental care in North Carolina. Requires UNC-CH to report by May 1, 2002, to General Assembly with a complete proposal and timeline. Directs UNC Board of Governors to study feasibility of establishing an additional state school of Dentistry by May 1, 2002, to General Assembly.

HOUSE BILLS

H 1073. REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS. Intro. 4/10/01. House committee substitute makes the following changes to 1st edition. Amends GS 161-10(a) to provide filing fee of $12 (was $14) for first page and $3 (was $4) for each additional page for deeds of trust, mortgages, and cancellation of same and for all instruments without a specified fee. Sets additional fee of $25 to record nonstandard document. Amends GS 161-11.3 to increase the portion of filing fees retained by a county that are required to be placed in a Automation Enhancement and Preservation Fund to 10% (was 5%) and removes authorization to expend such funds in county land record offices other than the office of the register of deeds. Amends GS 161-14(b) regarding standards for registration of instruments to allow filing of eight and one-half by fourteen inch documents and to allow filing of documents not meeting specified standards (subject to payment of additional fee). Makes increased fee paid by state for recording right of way plats effective retroactively to Jan. 1, 2001, and makes change in standards for recorded documents effective July 1, 2002. Makes other technical and conforming amendments.

LEGISLATION ENACTED

SL 2001-166 (H 331). IRMC PUBLIC MEMBERS. *AN ACT TO PROVIDE FOR THE APPOINTMENT OF TWO ADDITIONAL PUBLIC MEMBERS OF THE INFORMATION RESOURCE MANAGEMENT COMMISSION.* Summarized in *Daily Bulletin* 3/1/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-167 (S 852). INSURANCE FOR PUBLIC WORKS PROJECTS. *AN ACT TO AUTHORIZE THE STATE TO PURCHASE OWNER-CONTROLLED OR WRAP-UP INSURANCE FOR PUBLIC WORKS PROJECTS.* Summarized in *Daily Bulletin* 4/4/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-168 (S 731). TRANSPORTATION PLANNING. *AN ACT TO UPDATE AND MODIFY THE PROCESS FOR DEVELOPMENT OF COORDINATED TRANSPORTATION PLANS.* Summarized in *Daily Bulletin* 4/2/01 and 5/21/01. Enacted June 7, 2001. Effective June 7, 2001, and applies to plans adopted on or after that date.

SL 2001-169 (S 716). POLL WORKER DISCHARGE. *AN ACT TO GIVE PRECINCT ELECTION OFFICIALS (CHIEF JUDGES, JUDGES, AND ASSISTANTS) THE SAME PROTECTION FROM DISCHARGE AS JURORS.* Summarized in *Daily Bulletin* 3/28/01, 4/24/01, 5/3/01, and 5/16/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-170 (H 752). UNC-GREENSBORO PARKING JURISDICTION. *AN ACT TO AUTHORIZE THE UNIVERSITY OF NORTH CAROLINA AT GREENSBORO TO REGULATE PARKING ON CERTAIN STREETS.* Summarized in *Daily Bulletin* 3/26/01 and 4/17/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-171 (H 1090). RIAA MEMBERSHIP. *AN ACT PROVIDING THAT THE PRESIDENT OF THE NORTH CAROLINA RURAL ECONOMIC DEVELOPMENT CENTER SHALL SERVE AS AN EX OFFICIO MEMBER OF THE RURAL INTERNET ACCESS AUTHORITY.* Summarized in *Daily Bulletin* 4/11/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-172 (H 1160). HEALTH INSURANCE/UNIFORM PROVIDER CREDENTIALING. *AN ACT TO PROVIDE FOR UNIFORM PROVIDER CREDENTIALING BY HEALTH INSURANCE PLANS.* Summarized in *Daily Bulletin* 4/12/01, 4/24/01, and 5/17/01. Enacted June 7, 2001. Effective Oct. 1, 2001.

SL 2001-173 (H 1149). SCHOOL POLICIES ON HARASSMENT OF EMPLOYEES. *AN ACT AUTHORIZING LOCAL BOARDS OF EDUCATION TO ADOPT POLICIES ADDRESSING THE SEXUAL HARASSMENT OF SCHOOL EMPLOYEES, AND TO CLARIFY THE LAW PROHIBITING RETALIATION AGAINST EMPLOYEES WHO REPORT SEXUAL HARASSMENT.* Summarized in *Daily Bulletin* 4/12/01, 4/23/01, 5/16/01, and 5/22/01. Enacted June 7, 2001. Effective July 1, 2001.

SL 2001-174 (S 378). EDUCATION DEGREE NOT REQUIRED/LOCAL SUPERINTENDENT. *AN ACT TO PERMIT AN INDIVIDUAL WHO HAS LEADERSHIP, MANAGEMENT, AND ADMINISTRATIVE ABILITY IN A FIELD OTHER THAN EDUCATION TO SERVE AS A LOCAL SUPERINTENDENT OF SCHOOLS.* Summarized in *Daily Bulletin* 3/8/01, 5/22/01, and 5/23/01. Enacted June 7, 2001. Effective July 1, 2001, and applies to superintendents elected after that date.

SL 2001-175 (H 665). EXTEND LIMITATIONS FOR SOME INTENTIONAL TORTS. *AN ACT TO EXTEND THE STATUTE OF LIMITATIONS FOR ASSAULT, BATTERY, AND FALSE IMPRISONMENT TO THREE YEARS IN ORDER TO PROVIDE THAT THE PERIOD OF LIMITATIONS FOR THESE INTENTIONAL TORTS IS AS LONG AS THE PERIOD OF LIMITATIONS FOR UNINTENTIONAL TORTS.* Summarized in *Daily Bulletin* 3/19/01. Enacted June 7, 2001. Effective Oct. 1, 2001, and applies to claims arising on or after that date.

SL 2001-176 (H 436). ELECTROLYSIS BOARD FEES. *AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF ELECTROLYSIS EXAMINERS TO ESTABLISH NEW FEES AND INCREASE CERTAIN CURRENT FEES AND AMENDING CERTAIN PROVISIONS UNDER THE ELECTROLYSIS PRACTICE ACT RELATING TO FEES.* Summarized in *Daily Bulletin* 3/1/01 and 3/28/01. Enacted June 7, 2001. Effective July 1, 2001.

SL 2001-177 (H 1053). ACTION ON CONSTRUCTION PAYMENT BOND. *AN ACT TO SHORTEN THE TIME PERIOD IN WHICH A CLAIMANT MAY BRING AN ACTION ON A PAYMENT BOND WHEN THE CLAIMANT HAS A DIRECT CONTRACTUAL RELATIONSHIP WITH A SUBCONTRACTOR IN CONNECTION WITH A CONSTRUCTION CONTRACT BUT NO CONTRACTUAL RELATIONSHIP WITH THE CONTRACTOR.* Summarized in *Daily Bulletin* 4/10/01. Enacted June 7, 2001. Effective Oct. 1, 2001, and applies to actions on payment bonds filed on or after that date.

SL 2001-178 (S 71). SUSPENDED STUDENTS ASSIGNED TO ALTERNATIVE PROGRAMS. *AN ACT TO ESTABLISH A PILOT PROGRAM UNDER WHICH PARTICIPATING LOCAL SCHOOL ADMINISTRATIVE UNITS PLACE ALL STUDENTS WHO ARE ON SHORT-TERM OUT-OF-SCHOOL SUSPENSION IN ALTERNATIVE LEARNING PROGRAMS.* Summarized in *Daily Bulletin* 2/6/01, 3/8/01, 3/13/01, 3/14/01, 3/15/01, 4/5/01, and 5/21/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-179 (S 876). DAY REPORTING CENTERS. *AN ACT TO PROVIDE THAT ATTENDANCE AT A DAY REPORTING CENTER BE A LEVEL ONE DISPOSITION FOR DELINQUENT JUVENILES.* Summarized in *Daily Bulletin* 4/4/01. Enacted June 7, 2001. Effective Oct. 1, 2001, and applies to offenses committed on or after that date.

SL 2001-180 (S 321). INSURANCE EXAM LAW AMENDMENTS. *AN ACT TO PROVIDE FOR SHARING OF INFORMATION PRODUCED BY, OBTAINED BY, OR DISCLOSED TO THE INSURANCE COMMISSIONER UNDER THE EXAMINATION LAW; AND TO CLARIFY THAT THE EXAMINATION LAW APPLIES TO ALL ENTITIES SUBJECT TO REGULATION BY THE INSURANCE COMMISSIONER.* Summarized in *Daily Bulletin* 3/5/01 and 4/23/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-181 (S 311). HOUSING FINANCE AGENCY BONDS. *AN ACT TO AMEND THE PROVISIONS OF THE NORTH CAROLINA HOUSING FINANCE AGENCY ACT TO MAKE TECHNICAL AMENDMENTS AND TO AUTHORIZE THE INVESTMENT OF MONEY HELD BY THE AGENCY IN CERTAIN BONDS.* Summarized in *Daily Bulletin* 3/5/01. Enacted June 7, 2001. Effective Oct. 1, 2001.

SL 2001-182 (S 259). ABOLISH CHURCH BOND DEALER RESTRICTION. *AN ACT TO AMEND THE SECURITIES DEALER REGISTRATION STATUTES TO ABOLISH THE CHURCH BOND DEALER RESTRICTION.* Summarized in Daily Bulletin 2/27/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-183 (S 258). RESCISSION OFFER FILING PROCEDURE. *AN ACT TO REQUIRE RESCISSION OFFERS TO BE FILED WITH THE SECRETARY OF STATE.* Summarized in *Daily Bulletin* 2/27/01. Enacted June 7, 2001. Effective Oct. 1, 2001, and applies to rescission offers made on or after that date.

SL 2001-184 (H 311). INDIAN TRIBE UNEMPLOYMENT OPTION. *AN ACT TO AUTHORIZE INDIAN TRIBES TO ELECT TO MAKE UNEMPLOYMENT PAYMENTS, IN LIEU OF CONTRIBUTIONS, TO REIMBURSE ACTUAL COMPENSATION PAID WITH RESPECT TO EMPLOYEES, AS REQUIRED BY FEDERAL LAW.* Summarized in *Daily Bulletin* 2/28/01 and 4/4/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-185 (S 236). HFA BONDS. *AN ACT TO INCREASE THE CAP ON BONDS OUTSTANDING FOR THE HOUSING FINANCE AGENCY FROM $1.5 BILLION TO $3 BILLION.* Summarized in *Daily Bulletin* 2/22/01 and 4/16/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-186 (H 438). CLARIFY COMMUNITY COLLEGE PERFORMANCE MEASURE. *AN ACT TO CLARIFY THE PERFORMANCE MEASURES ON WHICH COMMUNITY COLLEGES ARE EVALUATED FOR THE PURPOSE OF PERFORMANCE BUDGETING.* Summarized in *Daily Bulletin* 3/1/01, 5/10/01, 5/22/01, and 5/29/01. Enacted June 7, 2001. Effective July 1, 2001.

SL 2001-187 (S 533). CHARLOTTE/MECKLENBURG SUBDIVISION MARKERS. *AN ACT ALLOWING THE CHARLOTTE CITY AND MECKLENBURG COUNTY SUBDIVISION ORDINANCES TO CONTROL THE LOCATION OF PERMANENT MARKERS ALONG PROPERTY LINES.* Summarized in *Daily Bulletin* 3/19/01. Enacted June 7, 2001. Effective June 7, 2001.

SL 2001-188 (S 584). RUTHERFORDTON ABC DISTRIBUTIONS. *AN ACT TO MODIFY THE DISTRIBUTIONS FROM THE TOWN OF RUTHERFORDTON BOARD OF ALCOHOLIC BEVERAGE CONTROL.* Summarized in *Daily Bulletin* 3/22/01. Enacted June 7, 2001. Effective June 7, 2001.

NEXT SESSIONS

June 12, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

2001/80

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Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 80 Vol. 2001, No. 80 Senate Legislative Day 80

Tuesday, June 12, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
June 12, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0003 ENCOURAGE RECIPROCITY IN BIDDING PROCESS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/13/2001
03-19-01, 03-21-01, 03-22-01, 06-06-01		
H0063 CHILD BICYCLE SAFETY ACT.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON CHILDREN & HUMAN RESOURCES
03-28-01		
H0357 UMBRELLA INSURANCE IMPROVEMENTS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/13/2001
06-06-01		
H0377 DEPARTMENT OF SOCIAL SERVICES CHANGES 2.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/13/2001
04-23-01, 04-24-01, 06-05-01		
H0431 FINANCIAL ASSISTANCE FOR CC STUDENTS.	H	PRES. TO GOV. 6/12/2001
04-16-01, 05-16-01, 05-31-01		
H0573 ELIMINATE CAMPAIGN REPORT NOTARIZATION.	S	REPTD FAV
04-19-01		
H0635 REGULATE BODY PIERCING.	H	ASSIGNED TO APPROPRIATIONS SUBCOMMITTEE ON NATURAL AND ECONOMIC RESOURCES
04-12-01		

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H0668 SETTLEMENT PROCEDURES IN DISTRICT COURT ACTIONS. 03-28-01, 04-10-01	S S	REPTD FAV RE-REF COM ON FINANCE
H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY. 06-12-01	S SA	REPTD FAV COM SUBSTITUTE COM SUBSTITUTE ADOPTED
H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD. 06-06-01	H H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 6/13/2001
H0795 "CHOOSE LIFE" LICENSE PLATE.	H H	WITHDRAWN FROM COMM RE-REF COM ON FINANCE
H0998 STATE PRIVACY ACT. 06-06-01	S	PASSED 2ND & 3RD READING
H1073 REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS. 06-11-01	H	PASSED 2ND READING
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES. 04-23-01, 06-06-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 6/13/2001
H1361 ABC COMPLEX DESIGNATION/FUNDS.	H	REPTD TO APPROPRIATIONS
S0011 ELECTION CHANGES-MISC. 04-09-01, 06-12-01	HA H H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 6/13/2001
S0068 CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE. 03-28-01, 04-24-01, 06-06-01	S S	REC TO CONCUR H COM SUB PLACED ON CAL FOR 6/13/2001
S0123 SPECIAL OBLIGATION BONDS FOR WATER/ SEWER. 03-21-01, 05-31-01	S	CONCURRED ON 3RD READING
S0160 AMEND GOOD SAMARITAN LAW/MEDICAL CARE. 04-24-01, 04-25-01	S	PRES. TO GOV. 6/12/2001
S0257 UCC ARTICLE 9 AMENDMENTS. 03-29-01, 05-29-01	S	PRES. TO GOV. 6/12/2001
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE. 04-19-01, 06-12-01	HA H	AMEND ADOPTED #2,#1,#3 PASSED 3RD READING
S0369 FUNDS FOR COALITION 2001.	S S	WITHDRAWN FROM COMM RE-REF COM ON FINANCE
S0374 MENTAL HEALTH SYSTEM REFORM.	S S	WITHDRAWN FROM COMM RE-REF COM ON CHILDREN & HUMAN RESOURCES
S0466 WORKERS COMPENSATION AMENDMENTS. 04-04-01, 04-05-01, 05-29-01, 06-05-01	S	PRES. TO GOV. 6/12/2001
S0468 WORKERS COMP. CANCELLATIONS AND RENEWALS. 04-04-01, 06-05-01	S	CONCURRED IN H/COM SUB
S0543 CONTROLLED SUBSTANCES/CLASSIF. 03-28-01	S	PRES. TO GOV. 6/12/2001
S0573 PARENTAL TRUST FUND/NONRESIDENT PARTICIPATION.	H	PASSED 2ND & 3RD READING
S0585 HONORING MEMORY OF COBLE FUNDERBURK	S S	WITHDRAWN FROM COMM PLACED ON CAL FOR 6/13/2001
S0714 AMEND CERTIFICATE OF NEED. 04-05-01	H	PASSED 2ND & 3RD READING

S0719 TTA EMINENT DOMAIN. 04-12-01, 05-22-01, 06-04-01	S	CONCURRED ON 2ND READING
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY. 04-24-01, 05-29-01	H	CONF COM APPOINTED
S0795 REPEAL CHAPTER 78B/AMEND SECURITIES ACT. 04-23-01, 06-12-01	HA H H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 6/13/2001
S0811 PARENT OF SUSPENDED STUDENT/ADEQUATE NOTICE. 04-12-01	H	PASSED 2ND & 3RD READING
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY. 04-19-01, 06-04-01, 06-11-01	H	POSTPONED TO 6/14/2001
S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET FLEXIBILITY. 04-12-01, 04-16-01, 04-17-01	H	PLACED ON CAL FOR 6/13/2001
S0898 THE STUDENT CITIZEN ACT OF 2001. 04-12-01, 06-04-01, 06-06-01, 06-07-01, 06-12-01	HA H HA H	AMEND ADOPTED #12 AMEND FAILED #10 AMEND ADOPTED #13,#14 PASSED 3RD READING
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN. 04-23-01, 06-04-01, 06-07-01	S	FAILED CONCUR IN COM SUB
S0937 C.O.N.-ADULT CARE HOMES REGULATED. 04-23-01, 05-30-01	S	PRES. TO GOV. 6/12/2001
S1075 AMEND UNIFORM ANAT. GIFT ACT. 06-07-01	H	PASSED 2ND & 3RD READING

LOCAL BILLS

#H0817 RICHMOND COUNTY SUBDIVISIONS. 04-26-01, 05-22-01	HR	CH. SL 2001-189
H0910 VARIOUS TOWNS CLEARCUTTING. 04-18-01, 04-23-01, 04-24-01, 06-04-01	H	RATIFIED
S0243 RED LIGHT CAMERAS/CERTAIN CITIES. 03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01	H	PLACED ON CAL FOR 6/13/2001
S0666 MONROE/BURLINGTON PROPERTY. 04-17-01, 05-16-01, 06-11-01	S	RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 11. ELECTION CHANGES-MISC. Intro. 1/25/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO PROVIDE FOR FILLING VACANCIES IN NOMINATION FOR THE NATIONAL TICKET AND FOR PRESIDENTIAL ELECTOR; TO EXPAND THE NOTICE REQUIREMENT FOR PRECINCT CHANGES; TO CLARIFY THE RIGHT OF MILITARY/OVERSEAS VOTERS TO REGISTER AND VOTE ON ELECTION DAY; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO FOLLOW THE DIRECTION OF THE STATE BOARD OF ELECTIONS IN PRINTING ABSENTEE BALLOTS DURING AND AFTER THE PENDENCY OF APPEALS; TO REPEAL A COURT-DISAPPROVED PROVISION OF THE AD-LABELING LAW; TO TOLL THE VERIFICATION OF MUNICIPAL INCORPORATION PETITIONS DURING A PERIOD AROUND A PRIMARY OR ELECTION AND TO MAKE OTHER CHANGES TO THE INCORPORATION PETITION*

STATUTE; TO MAKE TECHNICAL CHANGES TO THE MANDATORY RECOUNT STATUTES; TO REQUIRE PRIVACY FOR THE VOTER TO MARK THE BALLOT; AND TO STOP THE DAILY CAMPAIGN FINANCE PENALTY AFTER THE POSTMARK DATE SO AS TO ELIMINATE EXCESS POSTAGE COSTS. Retains provisions of 2nd edition and adds additional provisions. Makes proposed amendment to GS 120-163 (petition to Joint Legislative Comm'n on Municipal Incorporation) effective for petitions submitted on or after Dec. 1, 2001. Amends GS 163-145 (voting booths) to add following proviso to statement that section does not apply to voting places at which voting machines are used: at all voting places there must be curtained or otherwise private area where voter may mark ballot unobserved. Amends 163-227.2 to provide that at any site where one-stop absentee voting is conducted, there must be curtained or otherwise private area where voter may mark ballot unobserved. Amends GS 163-278.34(a) to provide that if form is filed by mail, no civil late penalty shall be assessed for any day after date of postmark for any day when State Board of Elections office is open.

S 352. EXTEND LIEN FOR PUBLIC HEALTH NUISANCE. Intro. 3/6/01. House amendments change 2nd edition by deleting changes to GS 160A-193 (making unpaid expense for city removal of public health nuisance a lien on all property owned by landowner within the city limits) and moving this provision to the enforcement provision, GS 160A-432. Establishes priority of liens and makes other technical changes.

S 795. REPEAL CHAPTER 78B/AMEND SECURITIES ACT. Intro. 4/03/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO REPEAL CHAPTER 78B OF THE GENERAL STATUTES, THE TENDER OFFER DISCLOSURES ACT; TO AMEND CHAPTER 78A OF THE GENERAL STATUTES, THE NORTH CAROLINA SECURITIES ACT; AND TO AMEND CHAPTER 55 OF THE GENERAL STATUTES, THE NORTH CAROLINA BUSINESS CORPORATION ACT.* Amends GS 55-7-02(a) to provide that a corporation shall hold a special meeting of shareholders on call by its board of directors or by one or more officers of the corporation authorized to do so by the articles of incorporation or bylaws or, in the case of a corporation that is not a public corporation, by any other person authorized to do so by the articles of incorporation or bylaws. Amends GS 55-9A-01(b)(3) to exclude from definition of control share acquisition one made pursuant to a transaction effected in compliance with applicable law but only if the transaction is pursuant to an agreement to which the covered corporation is a party.

S 898. THE STUDENT CITIZEN ACT OF 2001. Intro. 4/05/01. House amendments make the following changes to 4th edition. Delete provision in GS 115C-81(h) requiring instruction in value. Add GS 115C-81(g) to provide that an object containing the words of the Ten Commandments may be displayed on school property along with other documents of historical significance that have formed and influenced the United States legal or governmental system, in the same manner and appearance as other documents. Change effective date of Section 4 of act (dress code provisions) to Jan. 1, 2002.

HOUSE BILLS

H 689. TVA OFFICERS' AUTHORITY. Intro. 3/19/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO AUTHORIZE TENNESSEE VALLEY AUTHORITY OFFICERS TO PROVIDE ASSISTANCE TO STATE AND LOCAL LAW ENFORCEMENT AGENCIES IN THE SAME MANNER AS OTHER FEDERAL LAW ENFORCEMENT OFFICERS AND TO INCLUDE ALEXANDER COUNTY AMONG THOSE COUNTIES IN WHICH VACANCIES IN THE OFFICE OF THE SHERIFF ARE FILLED THROUGH CONSULTATION WITH THE POLITICAL PARTY OF THE PREVIOUS SHERIFF.* Amends GS 162-5.1 to add Alexander County.

NEXT SESSIONS

Wednesday, June 13, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

4
5:2001/81

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 81 Vol. 2001, No. 81 Senate Legislative Day 81

Wednesday, June 13, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
June 13, 2001

NOTES
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4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0003	ENCOURAGE RECIPROCITY IN BIDDING PROCESS.	H	CONCURRED IN S/COM SUB
	03-19-01, 03-21-01, 03-22-01, 06-06-01		
H0040	BLACKBEARD MUSEUM FUNDS.	H	REPTD TO APPROPRIATIONS
		H	ASSIGNED TO APPROPRIATIONS SUBCOMMITTEE ON CAPITAL
H0075	APPELLATE REPORTS TO CHEROKEE SUPREME COURT.	S	WITHDRAWN FROM COMM
		S	RE-REF COM ON JUDICIARY II
H0240	CONTEMPORARY ART MUSEUM FUNDS.	H	REPTD TO APPROPRIATIONS
		H	ASSIGNED TO APPROPRIATIONS SUBCOMMITTEE ON CAPITAL
H0356	COLLECTION AGENCY/BAIL BOND AMENDMENTS.	S	REPTD FAV COM SUBSTITUTE
		SA	COM SUBSTITUTE ADOPTED
	04-10-01, 06-13-01		
H0357	UMBRELLA INSURANCE IMPROVEMENTS.	H	CONCURRED IN S/COM SUB
	06-06-01		
H0377	DEPARTMENT OF SOCIAL SERVICES CHANGES 2.	H	CONCURRED IN S/COM SUB
	04-23-01, 04-24-01, 06-05-01		
H0388	ROBESON AFRICAN AMERICAN CULTURAL CENTER FUNDS.	H	REPTD TO APPROPRIATIONS
		H	ASSIGNED TO APPROPRIATIONS SUBCOMMITTEE ON CAPITAL

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H0429 AUDITS FOR LOCAL GOVERNMENTS.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S PLACED ON CAL FOR 6/13/2001 SA AMEND ADOPTED #1 S PASSED 2ND & 3RD READING H REC TO CONCUR S COM SUB H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 6/14/2001
06-13-01 H0440 EMBALMERS AND FUNERAL DIRECTORS.	S REPTD FAV AS AMENDED SA COM AMEND ADOPTED
04-04-01, 04-19-01, 04-23-01, 06-13-01 H0573 ELIMINATE CAMPAIGN REPORT NOTARIZATION.	S PASSED 2ND & 3RD READING
04-19-01 H0643 TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
04-18-01, 06-13-01 H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	S PASSED 2ND & 3RD READING
06-12-01 H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	H FAILED CONCUR IN COM SUB
06-06-01 H1052 LOW-SPEED VEHICLES DEFINED.	S REPTD FAV AS AMENDED SA COM AMEND ADOPTED
04-24-01, 05-09-01, 06-13-01 H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
05-08-01, 05-14-01, 06-13-01 H1073 REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS.	HA AMEND ADOPTED #1 H PASSED 3RD READING
06-11-01, 06-13-01 H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES.	S AMEND FAILED #2 S PASSED 3RD READING
04-23-01, 06-06-01 H1361 ABC COMPLEX DESIGNATION/FUNDS.	H ASSIGNED TO APPROPRIATIONS SUBCOMMITTEE ON CAPITAL
H1386 COMMUNITY COLLEGE FACULTY SALARY FUNDS.	H WITHDRAWN FROM COMM H RE-REF COM ON APPROPRIATIONS
H1457 ELECTING MEMBER OF STATE BOARD OF COMM. COLLEGES	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 6/14/2001
S0009 INTERSTATE HIGH-SPEED RAIL COMMISSION.	H REPTD FAV H CAL PURSUANT RULE 36(B)
02-21-01, 03-22-01 S0011 ELECTION CHANGES-MISC.	H WITHDRAWN FROM CAL H RE-REF COM ON ELECTION LAW AND CAMPAIGN FINANCE REFORM
04-09-01, 06-12-01 S0068 CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE.	S FAILED CONCUR IN COM SUB
03-28-01, 04-24-01, 06-06-01 S0123 SPECIAL OBLIGATION BONDS FOR WATER/ SEWER.	S RATIFIED
03-21-01, 05-31-01	

S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	S	REC TO CONCUR IN H AMEND
	S	PLACED ON CAL FOR 6/14/2001
04-19-01, 06-12-01		
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS.	H	PASSED 2ND READING
04-04-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
06-13-01		
S0468 WORKERS COMP. CANCELLATIONS AND RENEWALS.	S	RATIFIED
04-04-01, 06-05-01		
S0573 PARENTAL TRUST FUND/NONRESIDENT PARTICIPATION.	S	RATIFIED
S0585 HONORING MEMORY OF COBLE FUNDERBURK	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
S0681 JUDICIAL & EXECUTION SALES/REVISE PROCEDURE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-12-01, 06-13-01		
S0714 AMEND CERTIFICATE OF NEED.	S	RATIFIED
04-05-01		
S0719 TTA EMINENT DOMAIN.	S	CONCURRED ON 3RD READING
04-12-01, 05-22-01, 06-04-01		
S0746 SENTENCING ENHANCEMENT CHANGES/SENT. COMM..	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-17-01, 06-13-01		
S0795 REPEAL CHAPTER 78B/AMEND SECURITIES ACT.	H	PASSED 2ND & 3RD READING
	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/14/2001
04-23-01, 06-12-01		
S0811 PARENT OF SUSPENDED STUDENT/ADEQUATE NOTICE.	S	RATIFIED
04-12-01		
S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET FLEXIBILITY.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON APPROPRIATIONS
04-12-01, 04-16-01, 04-17-01		
S1075 AMEND UNIFORM ANAT. GIFT ACT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/14/2001
06-07-01		

LOCAL BILLS

H0636 ELIZABETH CITY CHARTER REVISED.	S	REPTD FAV
04-24-01		
S0080 18TH SENATE DISTRICT LOCAL ACT-5	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01		
S0614 LOCAL ROADWAY EXPENDITURES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/14/2001
03-29-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 243. RED LIGHT CAMERAS/CERTAIN MUNICIPALITIES. Intro. 2/26/01. Senate amendment makes the following changes to 7th edition. Makes subsection (e) of GS 160A-300.2, regarding duration of yellow light change interval, applicable to the City of Wilmington.

S 438. CLARIFY PUBLIC VEHICULAR AREA. Intro. 3/13/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO ALLOW PRIVATE PROPERTY TO BE DESIGNATED AS A PUBLIC VEHICULAR AREA BY THE PRIVATE PROPERTY OWNER.* Amends GS 20-40.01(32) to include in definition of "public vehicular area" any portion of private property used for vehicular traffic and designated by the private property owner as a public vehicular area. Owner may designate area by sign and by registering with Dep't of Transportation. Authorizes Sec'y of Transportation to charge fees to owners requesting sign and registration not to exceed $500 per sign and $25 per registration request. Makes conforming change to GS 136-91(b).

S 681. JUDICIAL & EXECUTION SALES/REVISE PROCEDURE. Intro. 3/26/01. House committee substitute makes the following changes to 2nd edition. Amends GS 1-339.36(b) to provide that when an upset bid is made for property sold at private sale, subsequent procedure with respect to the upset bid is the same as for upset bids submitted in connection with real property sold at public sale, except that the notice of any resale of personal property held pursuant to an order granted under GS 1-339.27A need not be published in a newspaper but shall be posted as provided by GS 1-339.17.

S 746. SENTENCING ENHANCEMENTS CHANGES/SENT. COMM. Intro. 4/02/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO AMEND THE LAW REGARDING ENHANCED SENTENCES AS RECOMMENDED BY THE SENTENCING COMMISSION, AND TO MAKE CONFORMING CHANGES.* Makes conforming changes to GS 14-269.1 and GS 15A-1340.16(d).

HOUSE BILLS

H 356. COLLECTION AGENCY/BAIL BOND AMENDMENTS. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to read, *TO UPDATE THE BOND REQUIREMENTS FOR COLLECTION AGENCIES; TO CLARIFY THE DEFINITION OF COLLECTION AGENCY; TO REQUIRE NONRESIDENT COLLECTION AGENCIES TO POST A SECOND BOND FOR EXPENSES INCURRED BY THE STATE IN A RECEIVERSHIP PROCEEDING INVOLVING THE COLLECTION AGENCY; TO CONFORM THE LAW ON DECEPTIVE REPRESENTATION BY COLLECTION AGENCIES TO FEDERAL LAW; TO MAKE TECHNICAL CORRECTIONS; TO ALLOW BAIL BONDSMEN TO CREATE SHARED TRUST ACCOUNTS; TO CODIFY AN ADMINISTRATIVE RULE ON BONDSMAN AFFIDAVITS; AND TO AUTHORIZE THE COMMISSIONER TO DENY LICENSE RENEWALS TO PROFESSIONAL BONDSMEN UNTIL THEY CURE DEPOSIT DEFICIENCIES.* Adds revisions to GS 58-70-15 to simplify definition of collection agencies. Adds amendments to GS 58-70-110 regarding notice to consumer in initial written or oral communication that purpose of communication is to collect a debt. Revises definition of "accommodation bondsman" in GS 58-71-1 to provide that it includes any person who does not charge a fee or receive any consideration for surety. Revises GS 58-71-20 to provide that surrender of defendant prior to a breach of an undertaking is to the sheriff of the county where the defendant is bonded to appear or county in which defendant was bonded. Amends GS 58-71-40 to add provision that licensing requirement does not apply to employees of bondsman who perform only normal office duties. Makes other technical changes.

H 429. CLARIFY SB25. Intro. 3/01/01. Senate committee substitute and amendment make the following changes to 1st edition. Change title to *AN ACT TO CLARIFY THE APPLICABILITY OF SENATE BILL 25* and amend GS 148-37.2, as rewritten by SL 2001-84, to exempt firms responding to requests for proposal under this section, or entitled to be a Selected Contractor pursuant to a response to such proposal, from the definition of "general contractor" in GS 87-1. GS 87-1 remains applicable to construction of prison facilities.

H 440. EMBALMERS AND FUNERAL DIRECTORS. Intro. 3/1/01. Senate amendment makes the following changes to 4th edition. Changes effective date from July 1, 2001, to Dec. 1, 2001.

H 643. TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS. Intro. 3/15/01. Senate committee substitute changes 2nd edition to further define the services covered by the testimonial privilege and to specifically exclude investigation of physical or sexual assault of children under the age of 16. Makes several technical changes.

H 1052. LOW-SPEED VEHICLES DEFINED. Intro. 4/10/01. Senate amendment makes the following changes to 3rd edition. Amends GS 20-4.01(49) to exclude from definition of vehicle device used as transportation for person with mobility impairment, or who uses the device for mobility enhancement, suitable for use inside and outside buildings and sidewalks and limited by design to 15 miles an hour.

H 1062. CORRECT DRY-CLEANING/WHITE GOODS LAWS. Intro. 4/10/01. Senate committee substitute makes the following changes to 3rd edition. Changes from July 1, 2001, to August 1, 2001, the effective date of amendments to GS 105-187.31 regarding the privilege tax on dry-cleaning solvent retailers.

H 1073. REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS. Intro. 4/10/01. House amendment makes the following changes to 2nd edition. Makes Section 5 of the act (document standards) effective with respect to instruments executed on or after July 1, 2002.

LEGISLATION ENACTED

SL 2001-189 (H 817). RICHMOND COUNTY SUBDIVISIONS. *AN ACT RELATING TO THE DEFINITION OF SUBDIVISION IN RICHMOND COUNTY.* Summarized in *Daily Bulletin* 4/26/01 and 5/22/01. Enacted June 11, 2001. Effective June 11, 2001.

SL 2001-190 (S 666). MONROE/BURLINGTON PROPERTY. *AN ACT AUTHORIZING THE CITY OF MONROE TO ACQUIRE CERTAIN PROPERTY AND TO CONVEY THE PROPERTY TO UNION COUNTY FOR THE PURPOSE OF CONSTRUCTING A COURTHOUSE THEREON AND TO AUTHORIZE THE CITY OF BURLINGTON TO CONVEY DESCRIBED PROPERTY BY PRIVATE SALE.* Summarized in *Daily Bulletin* 3/22/01, 4/17/01, 5/16/01, and 6/7/01. Enacted June 12, 2001. Effective June 12, 2001.

SL 2001-191 (H 910). VARIOUS TOWNS CLEARCUTTING. *AN ACT AUTHORIZING THE CITY OF DURHAM AND THE TOWNS OF CARY, GARNER, MORRISVILLE, KNIGHTDALE, FUQUAY-VARINA, AND SPENCER TO LIMIT THE CLEAR-CUTTING OF TREES IN BUFFER ZONES PRIOR TO DEVELOPMENT AND ALLOW FOR THE PROTECTION OF SPECIMEN TREES DURING THE DEVELOPMENT PROCESS.* Summarized in *Daily Bulletin* 3/29/01, 4/18/01, 4/23/01, 4/24/01, and 6/4/01. Enacted June 12, 2001. Effective June 12, 2001.

SL 2001-192 (S 825). STATE HEALTH PLAN CONTRACT/EXEMPT APA. *AN ACT TO EXEMPT FROM THE CONTESTED CASE PROVISIONS OF THE ADMINISTRATIVE PROCEDURE ACT CONTRACT DISPUTES BETWEEN THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN AND ENTITIES UNDER CONTRACT WITH THE PLAN; AND TO CLARIFY THAT A STATE AGENCY MAY SEEK RELIEF UNDER THE DECLARATORY JUDGMENT ACT.* Summarized in *Daily Bulletin* 4/3/01 and 4/19/01. Enacted June 12, 2001. Effective June 12, 2001, and applies to cases pending on that date.

SL 2001-193 (H 803). REORGANIZE SAVINGS INSTITUTION DIVISION. *AN ACT TO TRANSFER THE SAVINGS INSTITUTIONS DIVISION TO THE STATE BANKING COMMISSIONER; TO AUTHORIZE ADDITIONAL DEPUTY COMMISSIONERS; TO MERGE THE SAVINGS INSTITUTIONS COMMISSION WITH THE STATE BANKING COMMISSION; TO REQUIRE THE COMMISSIONER TO REPORT TO THE GENERAL ASSEMBLY; AND TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATUTES.* Summarized in *Daily Bulletin* 3/26/01 and 4/18/01. Enacted June 12, 2001. Effective July 1, 2001.

NEXT SESSIONS

Thursday, June 14, 2001

HOUSE convenes at 12:00 noon.

SENATE convenes at 10:00 a.m.

S: 2001/82

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 82 | Vol. 2001, No. 82 | Senate Legislative Day 82

Thursday, June 14, 2001

N.C. DOCUMENTS CLEARINGHOUSE
JUN 19 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
June 14, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0003 ENCOURAGE RECIPROCITY IN BIDDING PROCESS.	H	RATIFIED
03-19-01, 03-21-01, 03-22-01, 06-06-01		
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
05-08-01		
H0334 EXEMPTION FOR STUDENT INTERNS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-14-01		
H0356 COLLECTION AGENCY/BAIL BOND AMENDMENTS.	S	PASSED 2ND READING
04-10-01, 06-13-01		
H0357 UMBRELLA INSURANCE IMPROVEMENTS.	H	RATIFIED
06-06-01		
H0377 DEPARTMENT OF SOCIAL SERVICES CHANGES 2.	H	RATIFIED
04-23-01, 04-24-01, 06-05-01		
H0429 CLARIFY SB25.	H	CONCURRED IN S/COM SUB
	H	RATIFIED
06-13-01		
H0440 EMBALMERS AND FUNERAL DIRECTORS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/19/2001
04-04-01, 04-19-01, 04-23-01, 06-13-01		
H0573 ELIMINATE CAMPAIGN REPORT NOTARIZATION.	H	RATIFIED
04-19-01		

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H0643 TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS.	S	AMEND PENDING #1
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/18/2001
04-18-01, 06-13-01		
H0805 UNC INDIGENT PSYCHIATRY FUNDS.	H	REPTD TO APPROPRIATIONS
H0863 SOUTH PIEDMONT C.C. FUNDS.	H	REPTD TO APPROPRIATIONS
H0884 INNOCENCE PROTECTION ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-19-01, 06-14-01		
H0998 STATE PRIVACY ACT.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
06-06-01		
H1052 LOW-SPEED VEHICLES DEFINED.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/20/2001
	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON TRANSPORTATION
04-24-01, 05-09-01, 06-13-01		
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	S	PASSED 2ND READING
05-08-01, 05-14-01, 06-13-01		
H1393 TRAFFIC SIMULATION SOFTWARE FUNDS.	H	REPTD TO APPROPRIATIONS
H1457 ELECTING MEMBER OF STATE BOARD OF COMM. COLLEGES	H	ADOPTED
S0068 CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE.	S	CONF COM APPOINTED
	H	CONF COM APPOINTED
03-28-01, 04-24-01, 06-06-01		
S0123 SPECIAL OBLIGATION BONDS FOR WATER/ SEWER.	S	PRES. TO GOV. 6/14/2001
03-21-01, 05-31-01		
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/20/2001
04-19-01, 06-12-01		
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS.	H	POSTPONED TO 6/19/2001
04-04-01		
S0468 WORKERS COMP. CANCELLATIONS AND RENEWALS.	S	PRES. TO GOV. 6/14/2001
04-04-01, 06-05-01		
S0573 PARENTAL TRUST FUND/NONRESIDENT PARTICIPATION.	S	PRES. TO GOV. 6/14/2001
#S0585 HONORING MEMORY OF COBLE FUNDERBURK	S	RATIFIED
	SR	CH. RES 2001-19
S0600 MV TECHNICAL CHANGES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-23-01, 04-25-01, 06-14-01		
S0714 AMEND CERTIFICATE OF NEED.	S	PRES. TO GOV. 6/14/2001
04-05-01		
S0719 TTA EMINENT DOMAIN.	S	RATIFIED
04-12-01, 05-22-01, 06-04-01		
S0759 RAIL TRANSPORTATION LIABILITY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/28/2001
04-23-01, 05-22-01		
S0795 REPEAL CHAPTER 78B/AMEND SECURITIES ACT.	S	CONCURRED IN H/COM SUB
	S	RATIFIED
04-23-01, 06-12-01		
S0811 PARENT OF SUSPENDED STUDENT/ADEQUATE NOTICE.	S	PRES. TO GOV. 6/14/2001
04-12-01		

S0823 PROMOTING NC GRAPE AND WINE INDUSTRY. H PASSED 2ND READING
04-19-01, 06-04-01, 06-11-01
S1075 AMEND UNIFORM ANAT. GIFT ACT. S CONCURRED IN H/COM SUB
06-07-01

LOCAL BILLS

H0636 ELIZABETH CITY CHARTER REVISED. S PASSED 2ND READING
04-24-01
S0243 RED LIGHT CAMERAS/CERTAIN CITIES. HA AMEND ADOPTED #2,#3
H PASSED 3RD READING
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01
S0535 CHARLOTTE AREA SPHERE OF INFLUENCE. HA REPTD FAV COM SUBSTITUTE
H CAL PURSUANT RULE 36(B)
04-05-01, 06-14-01
S0614 LOCAL ROADWAY EXPENDITURES. H POSTPONED TO 6/18/2001
03-29-01
S0668 BURGAW CHARTER REVISED. H REPTD FAV
H CAL PURSUANT RULE 36(B)
05-09-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 243. RED LIGHT CAMERAS/CERTAIN MUNICIPALITIES. Intro. 2/26/01. House amendments make the following changes to 7th edition. Add new GS 160A-300.1(c1) to provide that duration of yellow light change interval at intersections where traffic control photo systems are in use shall be no less than yellow light change interval duration specified in Design Manual developed by Signals and Geometrics Section of NC Dep't of Transportation. Provide that for City of Concord and all municipalities in Union County, clear proceeds from citations issued under ordinance shall be paid to county school fund. Define clear proceeds as funds remaining after paying for lease, lease-purchase, or purchase of traffic control photo system; paying contractor for operating system; and paying any administrative costs incurred by municipality concerning use of system.

S 535. CHARLOTTE AREA SPHERE OF INFLUENCE. Intro. 3/19/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes only.

S 600. MV TECHNICAL CHANGES. Intro. 3/22/01. House committee substitute makes the following changes to 3rd edition. Modifies proposed addition to GS 20-118.1, which proposes to require drivers of certain vehicles to enter weigh stations when directed to do so by signs or electronic transponders, to extend proposal to drivers of any vehicle or combination of vehicles with a GVWR of 10,001 pounds or more and any vehicle transporting hazardous materials required to be placarded under 49 CFR 171-180. Modifies proposed amendment to GS 20-142.3, concerning stopping at grade crossings, to extend requirement to any commercial motor vehicle listed in 49 CFR 392.10 (replacing reference to any vehicle for which driver required to have commercial driver's license).

HOUSE BILLS

H 334. EXEMPTION FOR INTERNS. Intro. 3/1/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO EXEMPT FROM THE DEFINITION OF EMPLOYER GOVERNMENTAL EMPLOYERS WHO HIRE INTERNS.* Amends GS 96-8(5)p to provide that for purposes of this Chapter, any employing unit described in cited section is not an employer by reason of hiring an intern.

H 884. INNOCENCE PROTECTION ACT. Intro. 3/29/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO ASSIST AN INNOCENT PERSON CHARGED WITH OR WRONGLY CONVICTED OF A CRIMINAL OFFENSE IN ESTABLISHING THE PERSON'S INNOCENCE*. Adds GS 15A-146(b1) to provide that person entitled to expungement under this section may also apply to the court fc order expunging DNA records when case has been dismissed by trial court and person's DNA record has been stored in state DNA Databank and DNA sample has been included in state DNA Databank. Copy of application t be served on district attorney. If application granted, copy of order dismissing charges shall be attached to order of expungement. Adds GS 15A-146(b2) to provide for SBI purging of record upon receipt of order of expungement. Adds GS 15A-148 to provide for expunction of DNA records when charges are dismissed on appeal or when pardon of innocence is granted, including procedure for SBI sending letter to defendant documenting expungement of DNA record and DNA sample. Amends GS 15A-267 to provide that criminal defendant shall have access before trial to any DNA analysis performed in connection with the case and any biological material that has not been DNA tested that was collected from the crime scene, the defendant's residence, or the defendant's property. Court may order SBI to perform DNA testing and DNA Database comparisons of biological material collected but not tested upon showing that material is relevant to the investigation, was not previously DNA tested, and that testing is material to defendant's request, with defendant responsible for costs. Amends GS 15A-268(b) to provide for governmental entity to dispose of sample of evidenc containing DNA if (1) notice is given to district attorney, (2) district attorney notified specified parties, (3) notice contained specified requirements, and (4) there was no receipt of written request in compliance with conditions set forth in sub-division (3)d of this subsection. Adds GS 15A-903(g) to provide that defendant has right to obtain a copy of DNA lab reports provided to district attorney revealing that there was a DNA match in accordance with procedure set forth in GS 15A-902. Sections 4, 5, and 6 effective when act becomes law; with remainder effective Oct. 1, 2001 and applies to evidence, records, and samples in possession of a governmental entity on or after Oct. 1, 2001.

NEXT SESSIONS

Monday, June 18, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

5: 2001/83

Daily Bulletin

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House Legislative Day 83 Vol. 2001, No. 83 Senate Legislative Day 83

Monday, June 18, 2001

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BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
June 18, 2001

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PUBLIC BILLS

H0003 ENCOURAGE RECIPROCITY IN BIDDING PROCESS.	H	PRES. TO GOV. 6/15/2001
03-19-01, 03-21-01, 03-22-01, 06-06-01		
#H0235 SANITARY DISTRICT ECONOMIC DEVELOPMENT.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-221
05-29-01		
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	H	PASSED 2ND READING
05-08-01		
H0334 EXEMPTION FOR INTERNS.	S	PASSED 2ND & 3RD READING
06-14-01		
#H0344 DOMESTIC EMPLOYER WAGE REPORTS.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-207
05-29-01		
#H0350 GRAMM-LEACH-BLILEY ACT REQUIREMENTS.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-215
H0356 COLLECTION AGENCY/BAIL BOND AMENDMENTS.	S	PASSED 3RD READING
04-10-01, 06-13-01		
H0357 UMBRELLA INSURANCE IMPROVEMENTS.	H	PRES. TO GOV. 6/15/2001
06-06-01		
#H0375 DEPARTMENT OF SOCIAL SERVICES CHANGES 1.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-208
04-18-01, 05-17-01, 05-29-01		
H0377 DEPARTMENT OF SOCIAL SERVICES CHANGES 2.	H	PRES. TO GOV. 6/15/2001
04-23-01, 04-24-01, 06-05-01		

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#H0387 DEVELOPMENTALLY DISABLED GROUP HOMES REGULATION.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-209
04-04-01		
#H0452 EMERGENCY MEDICAL SERVICES ACT UPDATE.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-220
04-16-01, 04-18-01, 05-29-01		
#H0453 REGULATION OF EMERGENCY MEDICAL SERVICES.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-210
04-16-01, 04-18-01, 05-24-01		
H0573 ELIMINATE CAMPAIGN REPORT NOTARIZATION.	H	PRES. TO GOV. 6/15/2001
04-19-01		
H0643 TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS.	S	AMENDMENT WITHDRAWN #1
	SA	AMEND ADOPTED #2
	S	PASSED 2ND & 3RD READING
04-18-01, 06-13-01, 06-18-01		
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
06-18-01		
H0663 HONORING VICTIMS OF IMPERIAL FOOD PRODUCTS FIRE.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 6/20/2001
H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/19/2001
06-12-01		
H0884 INNOCENCE PROTECTION ACT.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
04-19-01, 06-14-01, 06-18-01		
#H0938 COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-211
04-11-01, 05-03-01		
H0998 STATE PRIVACY ACT.	H	CONCURRED IN S/COM SUB
06-06-01		
#H1045 RESTORE WORKERS' COMP. STABILITY.	H	SIGNED BY GOV. 6/15/2001
	HR	CH. SL 2001-216
04-18-01, 04-23-01, 05-30-01		
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	S	PASSED 3RD READING
05-08-01, 05-14-01, 06-13-01		
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-23-01, 06-06-01		
#S0007 ADD JUVENILE MEMBERS.	S	SIGNED BY GOV. 6/13/2001
	SR	CH. SL 2001-199
02-21-01, 05-23-01		
S0009 INTERSTATE HIGH-SPEED RAIL COMMISSION.	H	PLACED ON CAL FOR 6/19/2001
02-21-01, 03-22-01		
#S0091 DEALER PLATE CHANGES.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-212
04-17-01, 05-30-01		
#S0202 AMEND FISHERIES LAWS.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-213
04-11-01		
#S0220 DEFINE TIME STOCK ABANDONED FOR ESCHEATS.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-226
04-03-01		
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/19/2001
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01		

#S0275 CANADIAN DEALERS/SALESMEN REGISTRATION.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-225
03-29-01		
#S0277 COMMUNITY DEVELOPMENT EXEMPTION.	SR	CH. SL 2001-197
03-15-01		
#S0299 WORKERS COMP. FOR PICKUP FIREFIGHTERS.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-204
04-04-01, 05-29-01		
#S0300 AMEND NC EMERGENCY MANAGEMENT LAWS.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-214
04-19-01, 05-16-01, 05-23-01		
#S0318 INSURANCE PRODUCER LICENSING.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-203
04-23-01, 05-29-01		
#S0342 COUNTY BUILDING CODE REVISIONS.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-219
03-29-01, 05-29-01		
S0353 DOR DEBT COLLECTION CHANGES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/19/2001
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01		
S0395 PLUMBING AND HEATING CONTRACTORS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-22-01, 06-18-01		
#S0397 GED CREDIT FOR INMATES.	S	SIGNED BY GOV. 6/14/2001
	SR	CH. SL 2001-200
03-27-01, 05-22-01		
#S0432 WATER AND SEWER AUTHORITIES.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-224
04-02-01, 04-03-01, 05-30-01		
#S0459 INSURANCE FINANCIAL AMENDMENTS.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-223
04-17-01		
S0515 SCHOOL HEALTH CURRICULUM MODIFIED.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
S0600 MV TECHNICAL CHANGES.	H	POSTPONED TO 6/19/2001
04-23-01, 04-25-01, 06-14-01		
S0681 JUDICIAL & EXECUTION SALES/REVISE PROCEDURE.	H	PLACED ON CAL FOR 6/19/2001
04-12-01, 06-13-01		
S0707 HONORING MEMORY OF RICHARD CLARK	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 6/20/2001
S0719 TTA EMINENT DOMAIN.	S	PRES. TO GOV. 6/15/2001
04-12-01, 05-22-01, 06-04-01		
S0746 SENTENCING ENHANCEMENT CHANGES/SENT. COMM..	H	PLACED ON CAL FOR 6/19/2001
04-17-01, 06-13-01		
#S0795 REPEAL CHAPTER 78B/AMEND SECURITIES ACT.	S	SIGNED BY GOV. 6/14/2001
	SR	CH. SL 2001-201
04-23-01, 06-12-01		
#S0801 FIREMEN REPORTING.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-222
04-19-01		
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.	HA	AMEND ADOPTED #1,#2
	H	POSTPONED TO 6/19/2001
04-19-01, 06-04-01, 06-11-01, 06-18-01		

#S0829 GOVERNMENT SECURITY INTERESTS CLARIFIED.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-218
04-19-01		
#S0854 STATE NATURE AND HISTORIC PRESERVE.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-217
05-22-01, 05-23-01		
S0898 THE STUDENT CITIZEN ACT OF 2001.	S	REC TO CONCUR H COM SUB
	S	RE-REF COM ON EDUCATION/ HIGHER EDUCATION
04-12-01, 06-04-01, 06-06-01, 06-07-01, 06-12-01		
S0901 TRANSPORTATION CASH FLOW MANAGEMENT ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
06-18-01		
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN.	S	CONF COM APPOINTED
04-23-01, 06-04-01, 06-07-01		
#S0967 VARIOUS MOTOR FUEL TAX CHANGES-AB.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-205
05-22-01		
S1014 STRENGTHEN LITTERING LAWS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/19/2001
04-16-01, 04-25-01, 06-18-01		
#S1056 FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES.	S	SIGNED BY GOV. 6/15/2001
	SR	CH. SL 2001-206
05-23-01		
S1075 AMEND UNIFORM ANAT. GIFT ACT.	S	RATIFIED
06-07-01		

LOCAL BILLS

H0636 ELIZABETH CITY CHARTER REVISED.	S	PASSED 3RD READING
04-24-01		
S0535 CHARLOTTE AREA SPHERE OF INFLUENCE.	H	PASSED 2ND & 3RD READING
04-05-01, 06-14-01		
S0614 LOCAL ROADWAY EXPENDITURES.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
03-29-01, 06-18-01		
S0668 BURGAW CHARTER REVISED.	H	PASSED 2ND READING
05-09-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 395. PLUMBING AND HEATING CONTRACTORS. Intro. 3/12/01. House committee substitute makes the following changes to 2nd edition: (1) clarifies, in defining "heating, group number three," that a heating system requiring air distribution ducts and supplied by ground water or utilizing a coil supplied by water from a domestic hot water heater not exceeding 150 degrees Fahrenheit requires either a plumbing or heating group number one license to extend piping from valved connections in the domestic hot water system to the heating coil, and (2) makes various editorial and technical changes.

S 614. CARY, CHARLOTTE, CONCORD ROADWAY EXPENDITURES. Intro. 3/22/01. House amendment makes the following changes to 2nd edition: (1) changes title to *AN ACT TO AUTHORIZE THE TOWNS OF CARY AND WEDDINGTON AND THE CITIES OF CHARLOTTE, CONCORD, AND MONROE TO EXPEND FUNDS ON ROADS OUTSIDE THE CORPORATE LIMITS AND FOR PARTICIPATION IN CONSTRUCTION OUTSIDE THE CORPORATE LIMITS BY THE DEPARTMENT OF TRANSPORTATION*, and (2) adds Weddington and Monroe to those municipalities so authorized.

S 823. PROMOTING NC GRAPE AND WINE INDUSTRY. Intro. 4/3/01. House amendments make the following changes to 4th edition. Amendment # 1 adds provision to GS 18B-1001(15) that except for the purposes of this subsection, the holder of a wine-tasting permit shall not be construed to hold a permit for on-premises sale or consumption of alcoholic beverages. Amendment # 2 adds provision to GS 18B-1001(15) to permit grape grower to assist with tastings, amends GS 18B-1114.1(a) to authorize wine grower to obtain winery special event permit, and amends GS 18B-114.3(a)(2) to permit holder of wine grower permit to sell, deliver, and ship unfortified wine in closed containers to wholesalers licensed under this Chapter.

S 901. DOT CASH MANAGEMENT. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill with requirement that Dep't of Transportation reorganize its cash management procedures consistent with March 2001 Joint Legislative Transportation Oversight Committee Cash Management Study final report and make quarterly reports for a period of two years, beginning Sept. 1, 2001, to the Joint Legislative Transportation Oversight Committee. Adds GS 147-86.15 to authorize State Treasurer to combine balances of Highway Fund and Highway Trust Fund for cash management purposes. Directs Dep't of Transportation and State Treasurer to evaluate recommendations of March 2001 final report, develop recommendations concerning short-term borrowing for cash management, and submit findings and recommendations to Joint Legislative Transportation Oversight Committee by February 1, 2002. Adds GS 136-176(a1) authorizing Dep't of Transportation to use $150 million per year of the cash balance of the Highway Trust Fund, in fiscal years 2001-02, 2002-03, and 2003-04 only, for primary route pavement preservation. Dep't to certify that use of cash balances will not affect delivery schedule of Highway Trust Fund projects in 2002-08 Transportation Improvement Program. Adds GS 136-176(a2) to authorize Dep't to use $15 million per year of the cash balance of the Highway Trust Fund, in fiscal years 2001-02, 2002-03, and 2003-04 only, to fund preliminary engineering costs for projects not included in current year Transportation Improvement Plan. Dep't to certify that use of cash balances will not affect delivery schedule of Highway Trust Fund projects. Adds GS 136-176(b1) authorizing Sec'y of Dep't of Transportation to transfer funds under GS 136-176(b)(1) through (b)(4) to other projects that are ready to be let and were funded from allocations to those sections.

S 1014. STRENGTHEN LITTERING LAWS. Intro. 4/5/01. House committee substitute makes the following changes to 4th edition. Makes stylistic change to GS 14-399(a1). Adds GS 14-399(a2) to provide that prohibition on littering does not apply to the accidental blowing, scattering, or spilling of an insignificant amount of municipal solid waste during the automated loading of a vehicle designed to transport municipal solid waste, if the vehicle is operated in a reasonable manner and according to manufacturer's specifications. Amends GS 14-399(c) to provide any second or subsequent violation of this section in amount not exceeding 15 pounds and not for commercial purposes within three years after the date of a prior violation is a Class 3 misdemeanor. Amends GS 14-399(c1) to increase infraction fine for littering of up to 15 pounds from $50 to $100 and to make fine for subsequent violation within three years punishable by fine of up to $200 and community service of 8 to 24 hours. Adds GS 14-399(d1) to provide that person who litters in amount over 15 pounds but not more than 500 pounds is guilty of infraction punishable by fine of up to $200 and community service of 8 to 24 hours. Adds GS 14-399(e1) to provide that person who litters in amount over 500 pounds is guilty of infraction punishable by fine of up to $300 and community service of 16 to 50 hours. Adds GS 136-32.3 requiring Dep't of Transportation to place signs on interstate highways notifying motorists of penalties for littering. Requires report by Dep't of Crime Control and Public Safety to Environmental Review Comm'n by Sept. 1, 2001. Adds GS 130A-309.14(k) requiring Dep't of Transportation to provide and maintain recycling bins at highway rest areas and adds GS 130A-309.14(l) to define mixed office paper and sorted office paper. Amends GS 130A-309.14(a)(1) to require collection of listed materials for recycling on each floor of each building occupied by a state agency. Sections strengthening littering fines under GS 14-399 effective Dec. 1, 2001; sections requiring recyling at rest areas and state buildings under GS 130A-309.14 effective Jan. 1, 2002; remainder effective when act becomes law.

HOUSE BILLS

H 643. TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS. Intro. 3/15/01. Senate amendment makes the following changes to 3rd edition: (1) provides that a court may compel disclosure if the court finds, by a preponderance of the evidence (3rd ed., by "clear and convincing" evidence) that a good faith, specific, and reasonable basis exists for believing that the records, testimony, or evidence sought meets the standards set forth in the 3rd edition, and (2) deletes from the list of services that gives rise to the privileged communications "peer and group counseling.".

H 644. TOLL ROAD AND BRIDGE AUTHORITY CREATED. Intro. 3/15/01. House amendment makes the following changes to 1st edition. Requires seven member authority board to be comprised of one member from each of the seven regions of the state specified in GS 136-17.2A(a), with chair of the board selected by board members. Governor appointees to serve staggered terms, with three appointees having initial terms ending Jan. 14, 2003, and three appointed to terms ending Jan. 14, 2005. Bylaws and any subsequent changes adopted by the authority board must be submitted to the Board of Transportation and the Joint Legislative Transportation Oversight Committee for review and comment at least 45 days prior to adoption by the authority board. Turnpike Authority must report the hiring of all administrative employees to the Joint Legislative Transportation Oversight Committee within 30 days of the date of employment. Adds to the powers of the Turnpike Authority the power to utilize employees of the Dep't of Transportation and the power to enter into agreements for the issuance of obligations by a nonprofit corporation in compliance with federal Rev. Rul. 63-20. Removes the power to convert a segment of the non-tolled state highway system to a toll facility. Adds provisions regarding use of revenues derived from turnpike projects and specifies percentage of revenue that may be applied to debt service, administration costs, and expansion of turnpike capacity. Requires competitive bidding for construction of turnpike projects and sets forth alternative contracting methods when the Turnpike Authority determines that time, funding, or the public interest warrant departure from competitive contracting. Requires the Dep't of Transportation to report on its Internet website expenditures, by county, of the Turnpike Authority. Requires Turnpike Authority to remove tolls from a turnpike project when all revenue bonds issued to fund the project have been repaid and satisfied in full, an adequate fund has been established to maintain the project, and the Authority determines that no additional capacity expansion is needed on the project.

H 884. INNOCENCE PROTECTION ACT. Intro. 3/29/01. Senate amendment changes 3rd edition by altering proposed GS 15A-269(b) to provide that a court shall grant the motion for DNA testing of the evidence upon its determination that (1) it is material to the defendant's defense; (2) it is related to the investigation or prosecution that resulted in the judgment; (3) it either was not DNA tested previously or was so tested but the requested DNA test would provide significantly more accurate or probative results; and (4) if DNA testing had been conducted, there exists a reasonable probability that the verdict would have been more favorable to the defendant.

NEXT SESSIONS

June 19, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

23.2001/84

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 84 Vol. 2001, No. 84 Senate Legislative Day 84

Tuesday, June 19, 2001

DOCUMENTS
STATEHOUSE
JUN 2 0 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
June 19, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

#H0078 GRANDPARENTS AS SUPERVISING DRIVERS.	H	SIGNED BY GOV. 6/13/2001
H0109 REIMBURSEMENT FOR MARRIAGE/FAMILY THERAPISTS.	S	REPTD FAV
#H0114 AMERICAN EX-PRISONERS OF WAR HIGHWAY.	H	SIGNED BY GOV. 6/13/2001
H0232 INSURANCE REGULATORY CHARGE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/20/2001
06-19-01		
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	H	PASSED 3RD READING
05-08-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
06-19-01		
H0419 STUDY TOURISM INDUSTRY.	H	REPTD FAV
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
H0440 EMBALMERS AND FUNERAL DIRECTORS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/20/2001
04-04-01, 04-19-01, 04-23-01, 06-13-01		
#H0620 RECORDS OF SCH. SUSPENSION MAY BE RETAINED.	H	SIGNED BY GOV. 6/13/2001
04-09-01, 05-24-01		

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H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	H	CONCURRED IN S/COM SUB
06-12-01		
H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	H	CONF COM APPOINTED
06-06-01		
H0953 UTTER/POSSESS COUNTERFEIT U.S. CURRENCY.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
04-24-01		
H0998 STATE PRIVACY ACT.	H	RATIFIED
06-06-01		
H1073 REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
06-11-01, 06-13-01		
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES.	H	PLACED ON CAL FOR 6/20/2001
04-23-01, 06-06-01		
H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
04-24-01, 06-19-01		
#H1341 AMEND AUCTIONS/AUCTIONEERS LAWS.	H	SIGNED BY GOV. 6/13/2001
04-24-01, 05-23-01		
H1342 NOTIFICATION OF LEASED MV PARKING VIOLATIONS.	S	REPTD FAV
04-23-01		
H1405 HIV/AIDS PUBLIC HEALTH CRISIS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON APPROPRIATIONS
S0009 INTERSTATE HIGH-SPEED RAIL COMMISSION.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
02-21-01, 03-22-01, 06-19-01		
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01		
S0353 DOR DEBT COLLECTION CHANGES.	H	POSTPONED TO 6/20/2001
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01		
S0362 CONFIRMATION/LORINZO LITTLE JOYNER/NC UTILITIES	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON WAYS & MEANS
S0387 REQUIRE EXPERIENCE OF GENERAL CONTRACTORS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-18-01		
S0395 PLUMBING AND HEATING CONTRACTORS.	H	PLACED ON CAL FOR 6/20/2001
05-22-01, 06-18-01		
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS.	HA	AMEND ADOPTED #1
	H	PASSED 3RD READING
04-04-01, 06-19-01		
S0532 CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/20/2001
04-12-01, 06-04-01, 06-19-01		
S0600 MV TECHNICAL CHANGES.	H	POSTPONED TO 6/20/2001
04-23-01, 04-25-01, 06-14-01		
S0681 JUDICIAL & EXECUTION SALES/REVISE PROCEDURE.	H	PASSED 2ND & 3RD READING
04-12-01, 06-13-01		
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.	H	PASSED 3RD READING
04-19-01, 06-04-01, 06-11-01, 06-18-01		

S0860 INTERSTATE TRUST BUSINESS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
05-02-01, 05-09-01		
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN.	H	CONF COM APPOINTED
04-23-01, 06-04-01, 06-07-01		
S1014 STRENGTHEN LITTERING LAWS.	H	POSTPONED TO 6/20/2001
	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON JUDICIARY II
04-16-01, 04-25-01, 06-18-01		
S1075 AMEND UNIFORM ANAT. GIFT ACT.	S	PRES. TO GOV. 6/19/2001
06-07-01		

LOCAL BILLS

H0636 ELIZABETH CITY CHARTER REVISED.	H	RATIFIED
04-24-01		
H0838 WAKE FOREST DEANNEXATION.	S	REPTD FAV
04-10-01		
S0080 TOWN OF BRUNSWICK ANNEXATION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-19-01		
S0535 CHARLOTTE AREA SPHERE OF INFLUENCE.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/20/2001
04-05-01, 06-14-01		
S0614 VARIOUS CITIES' ROADWAY EXPENSES.	H	PASSED 3RD READING
03-29-01, 06-18-01	•	
S0668 BURGAW CHARTER REVISED.	H	PASSED 3RD READING
05-09-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 9. INTERSTATE HIGH-SPEED RAIL COMMISSION. Intro. 1/25/01. House amendment makes the following changes to 3rd edition. Adds precatory language and requires Comm'n to make report to Governor and General Assembly by Oct. 20, 2002, and permits interim report.

S 80. TOWN OF BRUNSWICK ANNEXATION. Intro. 2/7/01. Senate committee substitute makes the following changes to 1st edition: (1) changes title to *AN ACT ANNEXING DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF BRUNSWICK*; (2) sets forth a metes and bounds description of the area so annexed; (3) provides that until the area annexed becomes contiguous to the primary corporate limits of the Town of Brunswick, the area is to be treated as a satellite area for purposes of further town annexation; and (4) changes the effective date to June 30, 2001.

S 353. DOR DEBT COLLECTION CHANGES. Intro. 3/06/01. House committee substitute makes the following changes to 6th edition. Makes technical changes only.

S 408. MUNICIPAL ETJ ROADWAY IMPROVEMENTS. Intro. 3/12/01. House amendment changes 2nd edition by lowering the population threshold of cities eligible to exercise the power from cities with a population of at least 500,000 to those with a population of at least 250,000.

S 532. CLARIFY SCH. BD. APPS./NONCERT E'EES NOTICE. Intro. 3/19/01. House committee substitute makes the following changes to 3rd edition: (1) adds definition of "final administrative decision" to mean a decision

regarding a school employee from which no further appeal to a school administrator is available; (2) provides that an aggrieved person has the right to appeal to the superintendent and then to petition the local board of education for a hearing (3rd ed., right to petition local board of education only); (3) if petition made, requires the local board of education to notify the petitioner of its decision whether to grant a hearing; (4) deletes proposed GS 115C-315.1, rewriting the gist of this section as a further amendment to GS 115C-45(c); (5) deletes the definition of a "noncertified employee"; and (6) provides that noncertified employee may request and shall be entitled to receive written notice concerning the reasons for the action before any local board of education hearing on the issue.

HOUSE BILLS

H 232. BUDGET REVENUE PROVISIONS - 2001. Intro. 2/26/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO SET THE INSURANCE REGULATORY CHARGE, THE PUBLIC UTILITY REGULATORY FEE, AND THE ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEE; TO INCREASE THE NONRESIDENT FEE FOR SEARCHING PUBLIC ARCHIVES; TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE; TO ACCELERATE PAYMENT OF SALES AND UTILITY TAXES; AND TO MAKE THE BOXING COMMISSION INDEPENDENT OF GENERAL FUND SUPPORT.* Sets percentage rate to be used in calculating the insurance regulatory charge under GS 58-6-25 at 6.5% for 2001 calendar year, effective when bill becomes law. Sets percentage rate to be used in calculating the public utility regulatory fee under GS 62-302(b)(2) at 0.11% for each public utility's North Carolina jurisdictional revenues earned during each quarter that begins on or after July 1, 2001, and sets electric membership corporation regulatory fee under GS 62-302(b1) for fiscal 2001-02 at $200,000, effective July 1, 2001. Amends GS 121-5(d) to increase maximum fee charged by Dep't of Cultural Resources for answering written inquiries from nonresidents from $10 to $25, effective July 1, 2001. Makes technical change to GS 105-228.90(b)(1b). Amends GS 105-163.6(b) to require employer who withholds average of less than $100 (was, $500) of state income taxes each month to file return and pay withheld taxes on a quarterly basis.). Amends GS 105-163.6(c) to require employer who withholds average of less than $100 (was, $500) but less than $2,000 from wages each month to file return and pay withheld taxes on a monthly basis. Permits Dep't of Revenue to withhold up to $75,000 to pay for postage, printing, and computer programming to pay to implement changes, effective July 1, 2001. Provides that it is the intent of General Assembly that revenue generated by acceleration of withholding taxes be credited to Savings Reserve Account. Accelerated payment provisions effective April 1, 2002. Requires Dep't of Revenue to offer employers option of filing and paying withheld taxes by telephone, and permits Dep't to withhold up to $150,000 from collections to pay for postage, printing, and computer programming to implement program, effective when bill becomes law. Amends GS 105-164.16 by deleting $20,000 each time it appears and substituting $10,000. Amends GS 105-241(b) to require payment of state tax by electronic funds transfer for corporations required to pay federal estimated corporate income tax by that method, and to require same method for taxpayers required to pay sales tax on a semimonthly schedule. Amends GS 105-261.1 to provide semimonthly payment schedule and makes conforming change to GS 105-116(b), -120(b), and –187.43. Requires Sec'y of Revenue to review thresholds for accelerated payment of withheld taxes and report results to Revenue Laws Study Committee by April 1, 2002. Permits Dep't of Revenue to withhold up to $75,000 for cost of postage, printing, and computer programming to implement semimonthly tax payment changes, and makes those changes effective Jan. 1, 2002. Amends GS 85D to increase scope of Boxing Comm'n regulation to include boxing, kickboxing, toughman, wrestling, and mixed martial arts matches. Amends GS 85D-3 to increase Comm'n from six to eight voting members as specified in bill. Increases fees for licenses and permits under GS 85D-6. Amends GS 85D-10 to provide for payment of expenses of Comm'n members and amends GS 85D-11 to permit hiring of executive director and staff. Amendments to Boxing Comm'n effective Jan. 1, 2002.

H 359. VIATICAL SETTLEMENTS REWRITE. Intro. 3/1/01. House committee substitute makes the following changes to 1st edition. Redefines "fraudulent viatical settlement act" to include acts or omissions committed by a person who knowingly and (was, "or") with intent to defraud, engages in specified behavior. Deletes subdivision making reckless conduct associated with viatical settlement contracts a "fraudulent viatical settlement act." Provides 20 days (was 10) for provider, broker, or investment agent to provide Commissioner new or revised information about officers, stockholders, partners, directors, members, or designated employees. Deletes provisions regarding conduct of examinations, content of examination reports, and confidentiality of examination information and substitutes provision that examinations must be conducted in accordance with the "Examination Law." Limits rules requiring provider to obtain insured's consent to release medical records to the life insurance

company, and requiring provider to deliver certain information to insurance company, to situations where policy being viaticated has been in effect for less than five years. Adds provision prohibiting an investment agent from having any direct or indirect contract with the viator or have knowledge of the identity of the viator. Deletes provision requiring viatical settlement contracts and purchase agreement forms and applications to contain a fraud warning. Limits mandatory reporting of fraudulent viatical settlement acts to any person licensed under the Viatical Settlements Act and makes report privileged communication. Rewrites provision granting immunity from liability for persons reporting fraudulent acts to the Commissioner and deletes provision permitting subject of a report to bring action for libel, slander, or other tort arising out of report. Deletes provision requiring providers and brokers to have antifraud initiatives.

H 1284. OPENNESS OF COURT RECORDS AND PROCEEDINGS. Intro. 4/12/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO ALLOW AN INTERVENTION OF RIGHT UNDER RULE 24 OF THE RULES OF CIVIL PROCEDURE FOR THOSE THAT ASSERT A RIGHT OF ACCESS TO A JUDICIAL PROCEEDING OR TO A JUDICIAL RECORD AND TO CREATE A NEW FEE FOR FILING A MOTION TO INTERVENE UNDER GS 1-72.1.* Adds GS 1-72.1 to provide that an applicant asserting a right of access to a judicial proceeding or record may intervene for the limited purpose of gaining access, but exempts juvenile proceedings or court records of juvenile proceedings under Chapter 7B of the General Statutes Provides that nothing in this section preempts state law otherwise restricting access to judicial proceedings or records. Amends GS 7A-308(a) to add fee for filing a motion to intervene of $20.00. Effective Oct. 1, 2001.

LEGISLATION ENACTED

SL 2001-194 (H 78). GRANDPARENTS AS SUPERVISING DRIVERS. *AN ACT TO PROVIDE THAT GRANDPARENTS MAY ACT AS SUPERVISING DRIVERS FOR DRIVERS HOLDING LIMITED LEARNER'S PERMITS.* Summarized in *Daily Bulletin* 2/8/01. Enacted June 13, 2001. Effective June 13, 2001.

SL 2001-195 (H 620). RECORDS OF SCHOOL SUSPENSION MAY BE RETAINED. *AN ACT TO GIVE SCHOOL SUPERINTENDENTS FLEXIBILITY REGARDING THE EXPUNCTION OF RECORDS OF A STUDENT'S SUSPENSION OR EXPULSION FROM SCHOOL.* Summarized in *Daily Bulletin* 3/15/01, 4/9/01, and 5/24/01. Enacted June 13; 2001. Effective June 13, 2001, and applies beginning with the 2001-2002 school year.

SL 2001-196 (H 114). AMERICAN EX-PRISONERS OF WAR HIGHWAY. *AN ACT TO DESIGNATE U.S. HIGHWAY 70 IN NORTH CAROLINA AS THE "BLUE STAR MEMORIAL AND AMERICAN EX-PRISONERS OF WAR HIGHWAY".* Summarized in *Daily Bulletin* 2/15/01. Enacted June 13, 2001. Effective June 13, 2001.

SL 2001-197 (S 277). COMMUNITY DEVELOPMENT EXEMPTION. *AN ACT TO CLARIFY THAT THE EXEMPTION FOR THE OFFER AND SALE OF STOCK IS ALLOWED ONLY FOR CORPORATIONS THAT ARE ORGANIZED AND THAT OPERATE TO CONFER A PUBLIC BENEFIT.* Summarized in *Daily Bulletin* 3/1/01 and 3/15/01. Enacted June 13, 2001. Effective Oct. 1, 2001, and applies to offers or sales of securities occurring on or after that date.

SL 2001-198 (H 1341). AMEND AUCTIONS/AUCTIONEERS LAWS. *AN ACT AMENDING THE LAWS RELATING TO AUCTIONS AND AUCTIONEERS AND AUTHORIZING THE NORTH CAROLINA AUCTIONEERS COMMISSION TO ADOPT RULES RELATING TO CONTINUING EDUCATION REQUIREMENTS, TO ACQUIRE REAL PROPERTY, AND TO PURCHASE EQUIPMENT AND LIABILITY INSURANCE.* Summarized in *Daily Bulletin* 4/12/01, 4/24/01, and 5/23/01. Enacted June 13, 2001. Effective June 13, 2001.

SL 2001-199 (S 7). ADD JUVENILE MEMBERS. *AN ACT TO ADD TWO MEMBERS WHO ARE JUVENILES TO THE JUVENILE LOCAL CRIME PREVENTION COUNCILS AND TO THE STATE ADVISORY COUNCIL ON JUVENILE JUSTICE AND DELINQUENCY PREVENTION, AND BY ADDING THE ATTORNEY GENERAL TO THE STATE ADVISORY COUNCIL.* Summarized in *Daily Bulletin* 1/25/01, 2/21/01, and 5/23/01. Enacted June 13, 2001. Effective June 13, 2001.

SL 2001-200 (S 397). GED AND OTHER CREDIT FOR INMATES. *AN ACT TO AUTHORIZE CREDIT TO MISDEMEANANTS IN LOCAL CONFINEMENT FACILITIES FOR ATTENDING GED CLASSES AND OTHER PROGRAMS.* Summarized in *Daily Bulletin* 3/12/01, 3/27/01, and 5/22/01 Enacted June 14, 2001. Effective June 14, 2001.

SL 2001-201 (S 795). REPEAL CHAPTER 78B/AMEND SECURITIES ACT. *AN ACT TO REPEAL CHAPTER 78B OF THE GENERAL STATUTES, THE TENDER OFFER DISCLOSURES ACT; TO AMEND CHAPTER 78A OF THE GENERAL STATUTES, THE NORTH CAROLINA SECURITIES ACT; AND TO AMEND CHAPTER 55 OF THE GENERAL STATUTES, THE NORTH CAROLINA BUSINESS CORPORATION ACT.* Summarized in *Daily Bulletin* 4/3/01, 4/23/01, and 6/12/01. Enacted June 14, 2001. Sections 1-14 of act are effective Oct. 1, 2001. Remaining provisions are effective June 14, 2001. Section 15 of this act applies to any meetings of shareholders held or called to be held on or after June 14, 2001.

SL 2001-202 (H 429). CLARIFY SB 25. *AN ACT TO CLARIFY THE APPLICABILITY OF SENATE BILL 25.* Summarized in *Daily Bulletin* 6/13/01. Enacted June 14, 2001. Effective May 17, 2001.

SL 2001-203 (S 318). INSURANCE PRODUCER LICENSING. *AN ACT TO REVISE THE LAWS ON LICENSING OF INSURANCE AGENTS AND BROKERS TO MAKE THEM CONFORM TO A MODEL UNIFORM INSURANCE PRODUCER LICENSING ACT OF THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS AND THEREBY, ALONG WITH THE OTHER STATES, ACHIEVE NATIONAL UNIFORMITY IN LICENSING INSURANCE PRODUCERS, AS PROVIDED BY THE FEDERAL GRAMM-LEACH-BLILEY ACT, PUBLIC LAW 106-102.* Summarized in *Daily Bulletin* 3/5/01, 4/23/01, and 5/29/01. Enacted June 15, 2001. Section 28 of this act is effective Oct. 1, 2001. Sections 25 and 30 are effective June 15, 2001. The remainder of this act is effective July 1, 2002.

SL 2001-204 (S 299). WORKERS' COMPENSATION FOR PICKUP FIREFIGHTERS. *AN ACT TO PROVIDE THAT PICKUP FIREFIGHTERS OF THE DIVISION OF FOREST RESOURCES, DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, ARE ELIGIBLE FOR COMPENSATION UNDER THE WORKERS' COMPENSATION ACT.* Summarized in *Daily Bulletin* 3/5/01, 4/4/01, and 5/29/01. Enacted June 15 2001. Effective June 15, 2001, and applies to claims filed on or after that date.

SL 2001-205 (S 967). VARIOUS MOTOR FUEL TAX CHANGES. *AN ACT TO MAKE TECHNICAL AND ADMINISTRATIVE CHANGES TO THE MOTOR FUELS TAX LAW.* Summarized in *Daily Bulletin* 4/5/01 and 5/22/01. Enacted June 15, 2001. Sections 3-7 of this act are effective Oct. 1, 2001. Section 6 applies to sales made on or after Oct. 1, 2001. The remainder of this act is effective June 15, 2001.

SL 2001-206 (S 1056). FINANCIAL OVERSIGHT FOR HOUSING AUTHORITIES. *AN ACT TO AMEND THE APPLICABILITY OF THE LOCAL GOVERNMENT BUDGET AND FISCAL CONTROL ACT TO HOUSING AUTHORITIES UNDER CHAPTER 157 OF THE GENERAL STATUTES.* Summarized in *Daily Bulletin* 4/5/01 ar 5/23/01. Enacted June 15, 2001. Section 1 is effective June 15, 2001, and applies to the fiscal years of housing authorities beginning on or after Oct. 1, 2001. The remainder of this act is effective June 15, 2001.

SL 2001-207 (H 344). DOMESTIC EMPLOYER WAGE REPORTS. *AN ACT RELATING TO THE ANNUAL FILING OF WAGE REPORTS BY DOMESTIC SERVICE EMPLOYERS AND TO THE LATE FILING AND PAYMENT PENALTIES UNDER THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA.* Summarized in *Daily Bulletin* 3/1/01. Enacted June 15, 2001. Sections 2 and 3 are effective June 15, 2001, and apply to penalties assessed for reports and contributions due for quarters beginning on or after April 1, 2001. Remainder of act is effective June 15, 2001.

SL 2001-208 (H 375). DEPARTMENT OF SOCIAL SERVICES CHANGES 1. *AN ACT TO MAKE CLARIFYING AND OTHER CHANGES TO THE GENERAL STATUTES PERTAINING TO CHILD WELFARE.* Summarized in *Daily Bulletin* 3/1/01, 4/18/01, 5/17/01, and 5/29/01. Enacted June 15, 2001. Effective Jan. 1, 2002, and applies to actions filed on or after that date.

SL 2001-209 (H 387). DEVELOPMENTALLY DISABLED GROUP HOMES REGULATION. *AN ACT TO CLARIFY THE LICENSURE AND DEFINITION OF GROUP HOMES FOR DEVELOPMENTALLY DISABLED ADULTS.* Summarized in *Daily Bulletin* 3/1/01 and 4/4/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-210 (H 453). REGULATION OF EMERGENCY MEDICAL SERVICES. *AN ACT TO PROVIDE FC THE REGULATION OF EMERGENCY MEDICAL SERVICES.* Summarized in *Daily Bulletin* 3/1/01, 4/16/01, 4/18/01, and 5/24/01. Enacted June 15, 2001. Effective Jan. 1, 2002.

SL 2001-211 (H 938). COMMUNITY COLLEGES MAY RECEIVE EDA GRANTS. *AN ACT TO PERMIT COMMUNITY COLLEGES TO GRANT SECURITY INTERESTS TO FEDERAL AGENCIES.* Summarized in *Da Bulletin* 3/29/01, 4/11/01, and 5/3/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-212 (S 91). DEALER PLATE CHANGES. *AN ACT TO AUTHORIZE THE ISSUANCE OF ADDITIONAL DEALER PLATES TO BUSINESSES ENGAGED IN THE ALTERATION AND SALE OF SPECIALTY VEHICLES.* Summarized in *Daily Bulletin* 2/7/01, 4/17/01, and 5/30/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-213 (S 202). AMEND FISHERIES LAWS. *AN ACT TO AMEND THE PROCESS BY WHICH FISHERY MANAGEMENT PLANS ARE REVISED, TO REPEAL THE SUNSETS ON THE LICENSING PROVISIONS OF THE FISHERIES REFORM ACT OF 1997 AND THE MARINE FISHERIES AMENDMENTS OF 1998, TO EXTEND THE MORATORIUM ON ISSUING NEW SHELLFISH LEASES IN CORE SOUND, AND TO STAGGER THE TERMS OF THE MEMBERS OF THE MARINE FISHERIES COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE COMMISSION ON SEAFOOD AND AQUACULTURE.* Summarized in *Daily Bulletin* 2/22/01 and 4/11/01. Enacted June 15, 2001. Sections 1 and 7 of this act are effective June 15, 2001. Sections 2-4 are effective July 1, 2001. Sections 5 and 6 of this act are effective June 30 2001.

SL 2001-214 (S 300). AMEND NC EMERGENCY MANAGEMENT LAWS. *AN ACT TO AMEND THE LAWS REGARDING EMERGENCY MANAGEMENT AS RECOMMENDED BY THE LEGISLATIVE DISASTER RESPONSE AND RECOVERY COMMISSION.* Summarized in *Daily Bulletin* 3/5/01, 4/19/01, 5/16/01, and 5/23/01. Enacted June 15, 2001. Effective July 1, 2001, and applies to any state of disaster proclaimed on or after that date.

SL 2001-215 (H 350). GRAMM-LEACH-BLILEY ACT REQUIREMENTS. *AN ACT TO AUTHORIZE THE COMMISSIONER OF INSURANCE TO SHARE WITH THE FEDERAL AND STATE FINANCIAL INSTITUTION REGULATORS INFORMATION ABOUT INSURANCE COMPANIES THAT ARE AFFILIATES OF DEPOSITORY INSTITUTIONS OR OF FINANCIAL HOLDING COMPANIES; TO AMEND THE INSURANCE HOLDING COMPANY ACT AND AN INSURANCE COMPANY INVESTMENT STATUTE TO COMPLY WITH FEDERAL LAW, IN ACCORDANCE WITH THE FEDERAL GRAMM-LEACH-BLILEY ACT, PUBLIC LAW 106-102.* Summarized in *Daily Bulletin* 3/1/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-216 (H 1045). RESTORE WORKERS' COMPENSATION STABILITY. *AN ACT TO RESTORE STABILITY UNDER THE WORKERS' COMPENSATION ACT BY OVERTURNING THE CASE DECIDED BY THE 2000 COURT OF APPEALS OF NORTH CAROLINA ENTITLED HANSEN V. CRYSTAL FORD-MERCURY, INC., BY PROVIDING THAT INSURERS THAT PROVIDE HEALTH BENEFIT PLANS, DISABILITY INCOME PLANS, OR ANY OTHER HEALTH INSURANCE ARE NOT REAL PARTIES IN INTEREST IN ANY PROCEEDING OR SETTLEMENT UNDER THE WORKERS' COMPENSATION ACT AND PROHIBITING INSURERS THAT PROVIDE HEALTH BENEFIT PLANS FROM OFFSETTING AGAINST PROVIDER REIMBURSEMENT ANY CHARGE FOR MEDICAL SERVICES UNLESS THE SPECIFIC MEDICAL CHARGES WERE FOUND TO BE COMPENSABLE ACCORDING TO A FINAL ADJUDICATION UNDER THE WORKERS' COMPENSATION ACT OR A SETTLEMENT AGREEMENT UNDER THE ACT APPROVED BY THE NORTH CAROLINA INDUSTRIAL COMMISSION.* Summarized in *Daily Bulletin* 4/10/01, 4/18/01, 4/23/01, and 5/30/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-217 (S 854). STATE NATURE AND HISTORIC PRESERVE. *AN ACT TO CODIFY THE JOINT RESOLUTION ACCEPTING PROPERTIES AS PART OF THE STATE NATURE AND HISTORIC PRESERVE, TO REMOVE CERTAIN LANDS FROM THE STATE NATURE AND HISTORIC PRESERVE, TO CODIFY THESE REMOVALS, TO DELETE CERTAIN LANDS FROM THE STATE PARKS SYSTEM, AND TO PROVIDE THAT A TECHNICAL AMENDMENT TO THE STATE CONSTITUTION RELATING TO ACCEPTANCE AND DEDICATION OF PROPERTY INTO THE STATE NATURE AND HISTORIC PRESERVE SHALL BE SUBMITTED TO A VOTE OF THE PEOPLE AT THE NEXT STATEWIDE PRIMARY ELECTION.* Summarized in *Daily Bulletin* 4/4/01, 5/22/01, and 5/23/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-218 (S 829). GOVERNMENT SECURITY INTERESTS CLARIFIED. *AN ACT TO CLARIFY TREATMENT OF CERTAIN SECURITY INTERESTS CREATED BY THE STATE OR GOVERNMENTAL UNITS OF THE STATE UNDER ARTICLE 9 OF THE NORTH CAROLINA UNIFORM COMMERCIAL CODE.* Summarized in *Daily Bulletin* 4/3/01 and 4/19/01. Enacted June 15, 2001. Effective July 1, 2001.

SL 2001-219 (S 342). COUNTY BUILDING CODE REVISIONS. *AN ACT AUTHORIZING COUNTIES TO ADOPT ORDINANCES REGARDING THE NUMBER OF TOILETS TO BE PLACED IN CERTAIN BUILDINGS* Summarized in *Daily Bulletin* 3/6/01, 3/29/01, and 5/29/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-220 (H 452). EMERGENCY MEDICAL SERVICES ACT UPDATE. *AN ACT TO REVISE AND UPDATE THE EMERGENCY MEDICAL SERVICES ACT OF 1973.* Summarized in *Daily Bulletin* 3/1/01, 4/16/01 4/18/01, and 5/29/01. Enacted June 15, 2001. Effective Jan. 1, 2002.

SL 2001-221 (H 235). SANITARY DISTRICT ECONOMIC DEVELOPMENT. *AN ACT TO ALLOW SANITARY DISTRICTS TO ENTER INTO AGREEMENTS WITH OTHER MUNICIPAL CORPORATIONS OR SANITARY DISTRICTS FOR THE PURPOSE OF DEVELOPING AND IMPLEMENTING AN ECONOMIC DEVELOPMENT PLAN.* Summarized in *Daily Bulletin* 2/26/01 and 5/29/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-222 (S 801). FIREMEN REPORTING. *AN ACT TO STREAMLINE THE FIREMEN REPORTING REQUIREMENTS.* Summarized in *Daily Bulletin* 4/3/01 and 4/19/01. Enacted June 15, 2001. Effective Jan. 1, 2002, and applies to reports issued on or after that date.

SL 2001-223 (S 459). INSURANCE FINANCIAL AMENDMENTS. *AN ACT TO AMEND NORTH CAROLINA'S INSURANCE LAWS CONCERNING INSURANCE COMPANY RESERVING METHODS, LICENSING PROVISIONS, REINSURANCE FOR DOMESTIC COMPANIES, DOMESTIC COMPANY FORMATION, SOLVENCY PROTECTION, LIFE INSURANCE COMPANY VARIABLE ACCOUNTS, CONSOLIDATIONS, INVESTMENTS, MUTUAL INSURANCE COMPANIES, REINSURANCE INTERMEDIARIES, MORTGAGE GUARANTY INSURANCE, RISK-BASED CAPITAL REQUIREMENTS, ASSE PROTECTION, FOREIGN INSURANCE COMPANIES, PROMOTING AND HOLDING COMPANIES, HOLDING COMPANY SYSTEMS, SURPLUS LINES INSURANCE, RISK RETENTION GROUPS, INSURANCE COMPAN' RECEIVERSHIPS, MANAGING GENERAL AGENTS, SELF-INSURED WORKERS' COMPENSATION, AND CONTINUING CARE RETIREMENT COMMUNITIES; AND TO ALLOW NORTH CAROLINA DOMESTIC INSURANCE COMPANIES TO FORM PROTECTED CELLS TO ACCESS ALTERNATIVE SOURCES OF CAPITAL AND ACHIEVE THE BENEFITS OF SECURITIZATION.* Summarized in *Daily Bulletin* 3/15/01 and 4/17/01. Enacted June 15, 2001. Effective June 15, 2001, except as otherwise provided.

SL 2001-224 (S 432). WATER AND SEWER AUTHORITIES. *AN ACT TO ALLOW NONPROFIT WATER CORPORATIONS AND THE STATE OF NORTH CAROLINA TO JOIN CERTAIN WATER AND SEWER AUTHORITIES AND CONCERNING THE RIGHT OF SUBSEQUENTLY JOINING MUNICIPALITIES TO HAVE VOTING MEMBERSHIP.* Summarized in *Daily Bulletin* 3/13/01, 4/2/01, 4/3/01, and 5/30/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-225 (S 275). CANADIAN DEALERS/SALESMEN REGISTRATION. *AN ACT TO PROVIDE A LIMITED REGISTRATION PROCEDURE FOR CANADIAN SECURITIES DEALERS AND SALESMEN.* Summarized in *Daily Bulletin* 3/1/01 and 3/29/01. Enacted June 15, 2001. Effective June 15, 2001.

SL 2001-226 (S 220). DEFINE TIME STOCK ABANDONED FOR ESCHEATS. *AN ACT TO AMEND THE LAW DEFINING THE TIME STOCK AND OTHER EQUITY INTERESTS IN BUSINESS ASSOCIATIONS ARE PRESUMED ABANDONED FOR PURPOSES OF THE NORTH CAROLINA UNCLAIMED PROPERTY ACT AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.* Summarized in *Daily Bulletin* 4/3/01. Enactec June 15, 2001. Effective Oct. 1, 2001.

NEXT SESSIONS

Wednesday, June 20, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

S.2001/85

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
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House Legislative Day 85 Vol. 2001, No. 85 Senate Legislative Day 85

Wednesday, June 20, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
S 1102	HONORING WINGATE'S FOUNDERS		RULES	JOINT RES
H 1458	HONORING LIFE AND MEMORY OF JOSEPH HEWES, WILLIAM HOOPER, AND JOHN PENN		RULES	HOUSE RES

SUMMARIES OF BILLS INTRODUCED TODAY

SENATE BILLS

S 1102. HONORING WINGATE'S FOUNDERS. *A JOINT RESOLUTION HONORING THE FOUNDERS OF THE TOWN OF WINGATE ON THE TOWN'S 100TH ANNIVERSARY.* As title indicates.
Intro. by Plyler.
Ref. to Rules JOINT RES

HOUSE BILLS

H 1458. HONORING THE LIFE AND MEMORY OF JOSEPH HEWES, WILLIAM HOOPER, AND JOHN PENN. *HONORING THE LIFE AND MEMORY OF JOSEPH HEWES, WILLIAM HOOPER, AND JOHN PENN, THE SIGNERS OF THE DECLARATION OF INDEPENDENCE FROM NORTH CAROLINA ON THE TWO HUNDRED TWENTY-FIFTH ANNIVERSARY OF THE ADOPTION OF THAT HISTORIC DOCUMENT BY THE SECOND CONTINENTAL CONGRESS.* As title indicates.
Intro. by Barefoot.
Ref. to Rules HOUSE RES

CALENDAR ACTION
June 20, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

N.C. DOCUMENTS CLEARINGHOUSE
JUN 2 1 2001
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PUBLIC BILLS

H0042 PROPERTY TAX HOMESTEAD EXCLUSION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-27-01, 06-20-01		
H0063 CHILD BICYCLE SAFETY ACT.	S	REPTD FAV
03-28-01		
H0109 REIMBURSEMENT FOR MARRIAGE/FAMILY THERAPISTS.	S	PASSED 2ND & 3RD READING
H0232 BUDGET REVENUE PROVISIONS-2001	H	PASSED 2ND READING
06-19-01		
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-08-01		
H0334 EXEMPTION FOR INTERNS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
06-14-01		
H0356 COLLECTION AGENCY/BAIL BOND AMENDMENTS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-10-01, 06-13-01		
H0440 EMBALMERS AND FUNERAL DIRECTORS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/26/2001
04-04-01, 04-19-01, 04-23-01, 06-13-01		
H0598 BUILDING INSPECTIONS CONTRACTED.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-27-01, 04-04-01, 06-20-01		
H0643 TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-18-01, 06-13-01, 06-18-01		
H0663 HONORING VICTIMS OF IMPERIAL FOOD PRODUCTS FIRE.	S	PASSED 2ND & 3RD READING
H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	H	RATIFIED
06-12-01		
H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	S	CONF COM APPOINTED
06-06-01		
H0884 INNOCENCE PROTECTION ACT.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-19-01, 06-14-01, 06-18-01		
H0998 STATE PRIVACY ACT.	H	PRES. TO GOV. 6/20/2001
06-06-01		
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
05-08-01, 05-14-01, 06-13-01		
H1067 CLARIFY AUTO REPAIR BILL OF RIGHTS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-17-01, 06-20-01		
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES.	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
04-23-01, 06-06-01		
H1342 NOTIFICATION OF LEASED MV PARKING VIOLATIONS.	S	PASSED 2ND & 3RD READING
04-23-01		

H1390 RETIREMENT WITHDRAWAL SERVICE.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON APPROPRIATIONS
06-20-01		
H1430 ADJUST TAX RATES.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON FINANCE
H1448 MAKE MEALS TAX PENALTIES UNIFORM.	S	REPTD FAV
05-22-01		
S0009 INTERSTATE HIGH-SPEED RAIL COMMISSION.	S	REC TO CONCUR IN H AMEND
	S	PLACED ON CAL FOR 6/21/2001
02-21-01, 03-22-01, 06-19-01		
S0139 LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON PENSIONS AND RETIREMENT
03-21-01, 03-28-01, 06-20-01		
S0206 TOURIST DIRECTIONAL SIGN PROGRAM.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
04-10-01, 06-20-01		
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	H	CONF COM APPOINTED
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01		
S0269 AMEND INVESTMENT ADVISOR LAW.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-23-01		
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/27/2001
04-19-01, 06-12-01		
S0353 DOR DEBT COLLECTION CHANGES.	HA	AMEND ADOPTED #1,#2,#3
	H	PASSED 2ND READING
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01		
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 06-20-01		
S0395 PLUMBING AND HEATING CONTRACTORS.	H	PASSED 2ND READING
05-22-01, 06-18-01		
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS.	S	REC TO CONCUR IN H AMEND
	S	PLACED ON CAL FOR 6/21/2001
04-04-01, 06-19-01		
S0446 PHARMACY TECHNICIANS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-04-01, 06-20-01		
S0532 CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE.	H	PASSED 2ND & 3RD READING
04-12-01, 06-04-01, 06-19-01		
S0600 MV TECHNICAL CHANGES.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-23-01, 04-25-01, 06-14-01		
S0681 JUDICIAL & EXECUTION SALES/REVISE PROCEDURE.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 6/21/2001
04-12-01, 06-13-01		
S0707 HONORING MEMORY OF RICHARD CLARK	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
S0746 SENTENCING ENHANCEMENT CHANGES/SENT. COMM..	H	POSTPONED TO 6/21/2001
04-17-01, 06-13-01		

S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 6/21/2001
04-19-01, 06-04-01, 06-11-01, 06-18-01	
S0841 DOBBS YOUTH ACADEMY FUNDS.	S WITHDRAWN FROM COMM S PLACED ON CAL FOR 6/21/2001
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	H WITHDRAWN FROM COMM H RE-REF COM ON JUDICIARY III
04-24-01, 04-25-01	
S0901 DOT CASH MANAGEMENT.	S WITHDRAWN FROM COMM S PLACED ON CAL FOR 6/20/2001 S PASSED 2ND READING
06-18-01	
S1062 SUBSTANCE ABUSE PROFESSIONALS.	S REPTD FAV S RE-REF COM ON FINANCE

LOCAL BILLS

H0108 CERTAIN COUNTIES DELINQUENT TAXES.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
03-08-01, 03-14-01, 06-20-01	
H0368 HALIFAX COUNTY LOCAL ACT.	HA REPTD FAV COM SUBSTITUTE H RE-REF COM ON FINANCE
06-20-01	
H0834 RAISE WASHINGTON OCCUPANCY TAX.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
05-02-01, 06-20-01	
H0838 WAKE FOREST DEANNEXATION.	S PASSED 2ND READING
04-10-01	
H0882 DUCK INCORPORATED.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
06-20-01	
S0080 TOWN OF BRUNSWICK ANNEXATION.	S PASSED 2ND READING
06-19-01	
S0534 CHARLOTTE STORM DRAIN/ROAD PROJECTS.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
06-20-01	
S0535 CHARLOTTE AREA SPHERE OF INFLUENCE.	S CONCURRED IN H/COM SUB
04-05-01, 06-14-01	
S0614 VARIOUS CITIES' ROADWAY EXPENSES.	S REC TO CONCUR IN H AMEND S PLACED ON CAL FOR 6/21/2001
03-29-01, 06-18-01	
S0668 BURGAW CHARTER REVISED.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 6/21/2001
05-09-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 139. LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS. Intro. 2/14/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PERMIT LOCAL FLEXIBILITY WITH REGARD TO THE REHIRING OF TEACHERS WHO LEAVE PUBLIC SCHOOLS TO TEACH IN CHARTER SCHOOLS, AND TO AUTHORIZE CERTAIN CHARTER SCHOOLS TO ELECT TO PARTICIPATE IN THE*

TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM. Provides that board of directors of any charter school that received State Board of Education approval under GS 115C-238.29D on or after March 1, 2001, may elect to participate in Teachers' and State Employees' Retirement System no later than August 1, 2001.

S 206. TOURIST DIRECTIONAL SIGN PROGRAM. Intro. 2/22/01. House committee substitute makes the following changes to 2nd edition: (1) deletes the requirement that in order for a tourist-oriented business to participate in the TODS program it have the name of the business prominently displayed on the premises in a manner that makes it readily visible to motorists from the public highway on which the business is located, and (2) provides that the Dep't of Transportation must limit the placement of TODS to highways other than fully controlled access highways and to rural areas in and around towns or cities with a population of less than 40,000 (2nd edition, less than 25,000).

S 353. DOR DEBT COLLECTION CHANGES. Intro. 3/6/01. House amendments make the following changes to 6th edition: (1) add new GS 105-241.2(b3) and amend GS 105-267, effective with respect to taxable years beginning after Dec. 31, 2001, to provide that the Tax Review Board must award costs, including attorneys' fees, to a taxpayer if the Board finds that the taxpayer is the prevailing party and that the Sec'y was not substantially justified in the position asserted and to provide that a taxpayer is the prevailing party if the taxpayer substantially prevailed with respect to the amount in controversy or with respect to the most significant issue or set of issues presented; (2) exempt from the definition of "overdue tax debt" a tax debt if either the taxpayer entered into an installment agreement for the tax debt under GS 105-237 within 90 days after the notice of final assessment was mailed and has not failed to make any payments due under the agreement OR if a notice of tax garnishment of the tax debt was served under GS 105-242(b) within 90 days after the notice of final assessment was mailed and the tax debt is being paid pursuant to a resulting agreement or judgment for garnishment; and (3) allow the Sec'y of Revenue to waive the collection assistance fee under GS 105-237 to the same extent as if it were a penalty.

S 367. LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA. Intro. 3/7/01. House committee substitute makes the following changes to 2nd edition: (1) changes title to read *AN ACT TO EXEMPT FROM THE NORTH CAROLINA FEDERAL TAX REFORM ALLOCATION COMMITTEE AND THE NORTH CAROLINA HOUSING FINANCE AGENCY FROM THE RULE-MAKING REQUIREMENTS OF THE ADMINISTRATIVE PROCEDURE ACT WITH REGARD TO ADOPTION OF THE QUALIFIED ALLOCATION PLAN;* and (2) and deletes those provisions authorizing the Joint Legislative Administrative Procedure Oversight Committee to study the applicability of the Administrative Procedure Act to the two agencies referred to in the bill's title.

S 446. PHARMACY TECHNICIANS. Intro. 3/14/01. Senate committee substitute makes the following changes to 2nd edition. Requires the Board to register and maintain a registry of pharmacy technicians who pay the fee and complete the required training program. Provides that a pharmacist-manager must (1) notify the Board within 30 days of the date a technician begins employment and (2) provide a training program that must be completed by the technician pharmacist within 180 days of the first date of employment, unless the technician is currently registered with the Board. Clarifies that the content of respective training programs may be based on the type of employment. Exempts pharmacy technicians from the new training requirements if the pharmacist-manager certifies that the person has already received the necessary training and the person registers with the Board before July 1, 2002. Deletes exception from annual registration for students enrolled in pharmacy school. Requires the Board to respond within 60 days to requests from pharmacist-managers to supervise more than two pharmacy technicians. Adds new GS 90-85.15A to clarify that the board may take disciplinary action against pharmacy technicians for applicable wrongdoing. Amends GS 90-85.40(a) and (c) to provide that it is unlawful for any person to compound or dispense a prescription drug unless that person is a pharmacy technician or pharmacy student and is working under the supervision of a pharmacist. Grants rulemaking authority to the Board. Makes technical changes to the definition of "pharmacy technician."

S 534. CHARLOTTE STORM DRAIN/ROAD PROJECTS. Intro. 3/19/01. House committee substitute makes the following changes to 1st edition. Amends SL 2000-26, secs. 7.23 and 7.107 to exempt contracts of not more than $175,000 from Art. 8, Ch. 143 of General Statutes (was, contracts of not more than $250,000).

HOUSE BILLS

H 42. PROPERTY TAX HOMESTEAD EXCLUSION. Intro. 2/1/01. Senate committee substitute makes the following changes to 2nd edition. Makes technical changes only.

H 108. COUNTIES COLLECT DELINQUENT TAXES BEFORE RECORD DEEDS. Intro. 2/14/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO AUTHORIZE COUNTIES TO REQUIRE THE PAYMENT OF DELINQUENT PROPERTY TAXES BEFORE RECORDING DEEDS CONVEYING PROPERTY.* Amends GS 161-14(a) to create conforming change to exception at GS 161-31 from requirement that register of deeds immediately register written instruments presented for registration and makes bill applicable statewide.

H 368. WELDON ANNEXATION REPEAL. Intro. 3/1/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT REPEALING AN ANNEXATION TO THE CITY OF WELDON* and repeals SL 2000-49 effective May 7, 2001.

H 598. BUILDING INSPECTIONS CONTRACTED. Intro. 3/14/01. Senate committee substitute makes the following changes to 3rd edition. Deletes proposed changes to conflict of interest provisions in GS 153A-355 and GS 160A-415.

H 834. RAISE WASHINGTON AND LEXINGTON OCCY. TAX. Intro. 6/8/01. Senate committee substitute changes 2nd edition to provide to the City of Lexington essentially identical enabling authority to that proposed for Washington and changes the title to read *AN ACT TO AUTHORIZE THE CITIES OF WASHINGTON AND LEXINGTON TO INCREASE THEIR ROOM OCCUPANCY TAX FOR TOURISM PROMOTION.*

H 882. DUCK INCORPORATED. Intro. 3/29/01. Senate committee substitute makes the following changes to 1st edition. Changes boundary description and requires Dare County Board of Elections to conduct election for qualified voters on Nov. 6, 2001, on question of incorporation.

H 1067. CLARIFY AUTO REPAIR BILL OF RIGHTS. Intro. 4/10/01. Senate committee substitute makes the following changes to 2nd edition. Amends GS 20-354.1(7) to make act applicable to auto repair shops except when a third party has waived in writing the right to receive written estimates from the shop, third party indicates that repairs will be paid for by third party under insurance policy, service contract, mechanical breakdown contract, or manufacturer's warranty, and third party indicates that customer's share of the cost of repairs will not exceed $350. Deletes proposed revision to GS 20-354.3(b).

H 1390. RETIREMENT WITHDRAWAL SERVICE. Intro. 4/26/01. House committee substitute makes the following changes to 1st edition. Changes length of service necessary to purchase previously withdrawn contributions from 10 years to 5 years. Deletes portion of GS 135-4(k) regarding payment of interest and replaces it with a requirement that the interest to be paid is interest compounded annually at the rate of 6.5% for each calendar year from the year of withdrawal to the year of repayment. Amends GS 135-4(m) to provide that on and after July 1, 2001, that subsection shall not apply to the repayment of contributions withdrawn pursuant to GS 135-4(k). Repeals GS 135-4(x), Changes effective date to July 1, 2001.

LEGISLATION ENACTED

SL 2001-227 (H 636). ELIZABETH CITY CHARTER REVISED. *AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE CITY OF ELIZABETH CITY AND TO REPEAL PRIOR LOCAL ACTS.* Summarized in *Daily Bulletin* 4/24/01. Enacted June 19, 2001. Effective June 19, 2001.

NEXT SESSIONS

Thursday, June 21, 2001

HOUSE convenes at 10:00 a.m.

SENATE convenes at 10:00 a.m.

S: 2001/86

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 86 Vol. 2001, No. 86 Senate Legislative Day 86

Thursday, June 21, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
June 21, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0042 PROPERTY TAX HOMESTEAD EXCLUSION.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
03-27-01, 06-20-01		
H0063 CHILD BICYCLE SAFETY ACT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/26/2001
03-28-01		
H0108 COUNTIES COLL. DELINQ. TAXES BEFORE RECORD DEEDS	S	PASSED 2ND & 3RD READING
03-08-01, 03-14-01, 06-20-01		
H0109 REIMBURSEMENT FOR MARRIAGE/FAMILY THERAPISTS.	H	RATIFIED
H0232 BUDGET REVENUE PROVISIONS-2001	H	AMENDMENT WITHDRAWN #2
	H	PASSED 3RD READING
	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
06-19-01		
H0356 COLLECTION AGENCY/BAIL BOND AMENDMENTS.	H	CONCURRED IN S/COM SUB
04-10-01, 06-13-01		
H0598 BUILDING INSPECTIONS CONTRACTED.	S	PASSED 2ND & 3RD READING
03-27-01, 04-04-01, 06-20-01		
#H0663 HONORING VICTIMS OF IMPERIAL FOOD PRODUCTS FIRE.	H	RATIFIED
	HR	CH. SL 2001-21
H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	H	PRES. TO GOV. 6/21/2001
06-12-01		

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H0831 ELECTION CHANGES. 04-16-01, 04-23-01, 06-21-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S PLACED ON CAL FOR 6/26/2001
H1022 28-YEAR RETIREMENT/RETENTION INCENTIVE. 06-21-01	HA REPTD FAV COM SUBSTITUTE H RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS. 05-08-01, 05-14-01, 06-13-01	H CONCURRED IN S/COM SUB
H1067 CLARIFY AUTO REPAIR BILL OF RIGHTS. 04-17-01, 06-20-01	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 6/26/2001
H1068 ADULT CARE HOMES/QUALITY OF CARE. 04-23-01, 06-21-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
H1111 SOIL & WATER CONSERVATION COMMISSION DUTIES. 06-21-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES. 04-23-01, 06-06-01	S CONF COM APPOINTED
H1312 EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDS-5. 04-24-01, 06-21-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
H1342 NOTIFICATION OF LEASED MV PARKING VIOLATIONS. 04-23-01	H RATIFIED
H1448 MAKE MEALS TAX PENALTIES UNIFORM. 05-22-01	S PASSED 2ND READING
S0009 INTERSTATE HIGH-SPEED RAIL COMMISSION. 02-21-01, 03-22-01, 06-19-01	S CONCURRED IN H AMEND
S0353 DOR DEBT COLLECTION CHANGES. 03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01	H AMEND FAILED #5,#8,#10,#12, #13 H AMENDMENT WITHDRAWN #6 HA AMEND ADOPTED #4,#7,#9, H PASSED 3RD READING
S0362 CONFIRMATION/LORINZO LITTLE JOYNER/NC UTILITIES 06-21-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S PLACED ON CAL FOR 6/21/2001 S PASSED 2ND & 3RD READING H REC FROM SENATE H REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS. 04-04-01, 06-19-01	S CONCURRED IN H AMEND
S0446 PHARMACY TECHNICIANS. 04-04-01, 06-20-01	S PASSED 2ND & 3RD READING
S0532 CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE. 04-12-01, 06-04-01, 06-19-01	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 6/25/2001
S0681 JUDICIAL & EXECUTION SALES/REVISE PROCEDURE. 04-12-01, 06-13-01	S CONCURRED IN H/COM SUB

#S0707 HONORING MEMORY OF RICHARD CLARK	S	RATIFIED
	SR	CH. RES 2001-20
S0746 SENTENCING ENHANCEMENT CHANGES/SENT. COMM..	H	POSTPONED TO 6/26/2001
04-17-01, 06-13-01		
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.	S	CONCURRED ON 2ND READING
04-19-01, 06-04-01, 06-11-01, 06-18-01		
S0824 TEACHERS' AND STATE EMPLOYEES' BENEFITS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 6/21/2001
	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
06-21-01	H	REF TO COM ON HEALTH
S0841 DOBBS YOUTH ACADEMY FUNDS.	S	PASSED 2ND & 3RD READING
S0860 INTERSTATE TRUST BUSINESS.	H	PASSED 2ND & 3RD READING
05-02-01, 05-09-01		
S0901 DOT CASH MANAGEMENT.	S	PASSED 3RD READING
06-18-01		

LOCAL BILLS

H0715 REDISTRIBUTE MECKLENBURG MEALS TAX.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/26/2001
	S	WITHDRAWN FROM CAL
05-02-01, 06-20-01	S	PLACED ON CAL FOR 6/27/2001
H0838 WAKE FOREST DEANNEXATION.	S	PASSED 3RD READING
04-10-01		
H0882 DUCK INCORPORATED.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
06-20-01		
S0080 TOWN OF BRUNSWICK ANNEXATION.	S	PASSED 3RD READING
	H	REC FROM SENATE
06-19-01	H	REF TO COM ON FINANCE
S0534 CHARLOTTE STORM DRAIN/ROAD PROJECTS.	H	PASSED 2ND & 3RD READING
06-20-01		
S0535 CHARLOTTE AREA SPHERE OF INFLUENCE.	S	RATIFIED
04-05-01, 06-14-01		
S0614 VARIOUS CITIES' ROADWAY EXPENSES.	S	CONCURRED IN H AMEND
03-29-01, 06-18-01		
S0668 BURGAW CHARTER REVISED.	S	CONCURRED ON 2ND READING
05-09-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 353. DOR DEBT COLLECTION CHANGES. Intro. 3/6/01. House amendments make the following changes to 6th edition. Add provision making it a Class I felony for a contractor to disclose to any person any tax information

received from the Dep't of Revenue for the collection of tax debts. Provide that contracts for the collection of tax debts are subject to the competitive bid process on a regional basis and may only be awarded to contractors who practice a code of ethics as approved by the Sec'y of Revenue. Amend definition of "overdue tax bill" to clarify that the provisions of the act apply only to those taxpayers for whom the Dep't has exhausted all other available collection remedies.

S 362. CONFIRMATION OF ROBERT L. POWELL. Intro. 3/7/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *A JOINT RESOLUTION PROVIDING FOR THE CONFIRMATION OF THE APPOINTMENT OF ROBERT L. POWELL AS STATE CONTROLLER*, and confirms appointment as title indicates for term from July 1, 2001, to June 30, 2008.

S 824. TEACHERS' AND STATE EMPLOYEES' BENEFITS. Intro. 4/3/01. Senate committee substitute makes the following changes to 1st edition: (1) changes title to *AN ACT PERTAINING TO BENEFITS UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN; AND TO HOSPITAL RATES UNDER WORKERS' COMPENSATION;* (2) amends GS 135-39.5(26) to authorize the Executive Administrator and Board of Trustees of the Plan to increase annually the amount of the annual deductible and annual aggregate maximum deductible by a percentage increase that may not exceed the percentage increase of the U.S. Consumer Index for All Urban Consumers for Total Medical Care (effective July 1, 2002); (3) amends GS 135-40.1(2) to change the definition of "deductible" so as to increase the current annual deductible for each covered person from $250 to $400 and to increase the annual aggregate maximum for each family from $750 to $1,200; (4) repeals GS 135-40.5(d), thus eliminating Plan payments for certain costs related to second surgical opinions; (5) amends GS 135-40.5(g) to increase copayments to be paid by a covered individual as follows: each branded prescription, from $15 to $25; each branded prescription with a generic equivalent drug, from $20 to $35; and each branded or generic prescription not on a formulary used by the Plan, from $25 to $40; (6) provides that the Plan and its pharmacy benefit manager may not provide coverage for growth hormone, weight loss drugs, antifungal drugs for the treatment of nail fungus, botulinium toxin, and other outpatient prescription drugs authorized by the Executive Administrator, without approval in advance by the pharmacy benefit manager; (7) amends GS 135-40.6 (benefits subject to deductible and coinsurance) so as to increase the deductible amounts as per item (3) above and to increase the maximum amount of out-of-pocket expenses per fiscal year that are split 80-20 (Plan pays 80%, individual pays 20%) from $1,000 to $1,500; (8) amends GS 135-40.6(f) to cover in-patient charges for physical, speech, and occupational therapy (now, physical therapy only); (9) amends GS 135-40.6(3) to limit the covered charges for skilled nursing facility benefits to not more than 80 days per fiscal year; (10) amends GS 135-40.6(8)e. to cover charges for therapeutic shoes for diabetes and other high-risk conditions as prosthetic and orthopedic appliances; (11) amends GS 135-40.6(8)m. to cover charges for cardiac rehabilitation not to exceed the greater of $1,300 or for 60 days per fiscal year (now, $650), but limits coverage to patients with Coronary Artery Bypass Graft (CABG), status/post myocardial infarction, Percutaneous Transliminal Coronary Angioplasty (PCTA), or stent, valve replacement, heart transplant, or chronic and disabling angina if these services are provided within six months of the qualifying event; (12) amends GS 135-40.6A(b) authorizing the Executive Administrator and Board of Trustees to establish procedures for giving prior medical approval for varicose vein surgery, botulinium toxin, and outpatient prescription drugs for growth hormone, weight loss, and antifungal drugs for the treatment of nail fungus; (13) amends GS 135-40.9 to raise the maximum lifetime benefit for each covered individual from $2 million to $5 million; (14) amends GS 97-26(b) to delete detailed provisions specifying how Commission is to reimburse hospital services for workers' compensation claims and replacing them with a general delegation of power to the Commission to determine the terms of payment, subject to the provisions described in (15); (15) provides that payments for medical treatment and services rendered to workers' compensation patients by a hospital on or after July 1, 2001, and before Aug. 1, 2001, shall be equal to the payment the hospital would have received for such treatment and services on June 30, 2001; (16) exempts from the State Personnel System five positions under the Executive Administrator as follows: (a) CMS Operations Manager; (b) Program Services Specialist; (c) Program Secretary I; (d) Program Secretary II; and (e) Accountant II; and (17) makes effective date of all bill sections July 1, 2001, except for provisions described above for which another effective date is specified.

HOUSE BILLS

H 831. ELECTION CHANGES. Intro. 3/28/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROVIDE A GREATER ROLE FOR THE STATE BOARD OF ELECTIONS IN PERSONNEL DECISIONS CONCERNING COUNTY ELECTION DIRECTORS; TO ENHANCE THE CERTIFICATION PROGRAM FOR ELECTION OFFICIALS; TO REMOVE LIMITATIONS ON TWO PROVISIONS CONCERNING PRECINCTS; TO CHANGE THE LENGTH OF THE ONE-STOP VOTING PERIOD; TO ALLOW COUNTY BOARDS OF ELECTIONS TO USE OTHER ONE-STOP SITES INSTEAD OF THE COUNTY BOARD OFFICE AS LONG AS A NEARBY SITE IS PROVIDED; TO ALLOW LATER ACCEPTANCE OF VOTER REGISTRATION APPLICATIONS; TO PROVIDE FOR ELECTRONIC TRANSFER OF VOTER REGISTRATION APPLICATIONS FROM THE DIVISION OF MOTOR VEHICLES; TO UPDATE THE STATUTES CONCERNING VOTER REGISTRATION LIST MAINTENANCE; TO APPLY THE WRITE-IN STATUTE TO SUPERIOR COURT JUDGE ELECTIONS; TO CORRECT A REFERENCE IN THE CAMPAIGN FINANCE LAW; TO REQUIRE THAT ALL NEW PRECINCT LINES FOLLOW CENSUS BLOCK LINES UNLESS THE EXECUTIVE DIRECTOR OF THE STATE BOARD OF ELECTIONS GRANTS A WAIVER AFTER MAKING CERTAIN FINDINGS; AND TO RENAME THE EXECUTIVE SECRETARY-DIRECTOR OF THE STATE BOARD OF ELECTIONS THE "EXECUTIVE DIRECTOR"*. Amends GS 163-227.2(f) to provide that a county board may conduct one-stop absentee voting during evenings and weekends. Deletes requirement in GS 163-227.2(g) that at least one one-stop voting site must be in close proximity to the county board of elections office. Amends GS 163-132.3(a) to require that all new precinct lines be coterminous with census block lines unless the Executive Director of the State Board determines that to draw those boundaries would seriously hinder the administration of the elections. Provides that the Executive Director may approve a different boundary if the new boundary line is (1) likely to be designated as a census block boundary in the next decennial census; (2) consistent with a visible physical feature, readily distinguishable upon the ground; (3) a municipal boundary; or (4) a township boundary; and (5) the combined unit on which the line is a boundary could be combined into a unit with outer boundaries that would be census blocks, is reasonable in size, and would not undermine coverage of the state's precincts in the next census. Makes other conforming changes as title indicates.

H 1022. STUDY 28-YEAR RETIREMENT/RETENTION INCENTIVES. Intro. 4/9/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO ESTABLISH THE LEGISLATIVE STUDY COMMISSION ON EARLY RETIREMENT AND RETENTION INCENTIVES FOR TEACHERS AND STATE EMPLOYEES*. Deletes provisions of 1st edition and provides for study as title indicates. Provides that the Study Comm'n will consist of 10 members of the General Assembly to be appointed by the Pres. Pro Tem and Speaker. Requires a final report to be submitted on or before the 2002 Regular Session of the 2001 General Assembly convenes.

H 1068. LONG-TERM CARE FACIL./QUALITY OF CARE. Intro. 4/10/01. Senate committee substitute makes the following changes to 2nd edition. Adds requirement that Dep't of Health and Human Services offer joint training at least twice a year for Division of Facility Services consultants, county DSS adult home specialists, and adult care home providers. Expands Quality of Standards Work Group to include one representative from Division of Facility Services, NC Assisted Living Association, Inc., NC Association of Long Term Care Facilities, NC Long Term Care Ombudsman Program, Adult Foster Care Association, Friends of Residents in Long Term Care, Division of Medical Assistance, Rate-Setting Section, Division of Social Services, Adult and Family Services Section, NC Association of Nonprofit Homes for the Aging, NC Hospital Association, NC Institute of Medicine, and NC Association of Directors of Social Services. Requires Dep't of Health and Human Services to establish a Skilled Nursing Facility Quality Improvement Consultation Project to provide on-site consultation in listed areas, provide joint training of survey team members and nursing home providers, and convene Skilled Nursing Facility Quality of Standards Work Group. Dep't to report to Joint Legislative Health Care Oversight Committee and NC Study Comm'n on Aging on implementation of Work Group, with reports due Oct. 1, 2001, and March 1, 2002.

H 1111. SOIL & WATER CONSERVATION COMM. POWERS & DUTIES. Intro. 4/11/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO EXPAND THE POWERS AND DUTIES OF THE SOIL AND WATER CONSERVATION COMMISSION OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO INCLUDE DEVELOPMENT AND IMPLEMENTATION OF A PROGRAM TO APPROVE WATER QUALITY AND ANIMAL WASTE MANAGEMENT SYSTEM TECHNICAL*

SPECIALISTS AND DEVELOPMENT AND APPROVAL OF WATER QUALITY BEST MANAGEMENT PRACTICES, and amends GS 139-4(d) as title indicates.

H 1312. EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDS. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Changes title *to AN ACT TO EXTEND THE MORATORIA ON CONSTRUCTION OR EXPANSION OF SWINE FARMS, TO PROVIDE FOR THE ISSUANCE OF GENERAL PERMITS FOR ANIMAL WASTE MANAGEMENT SYSTEMS UNDER ARTICLE 21 OF CHAPTER 143 OF THE GENERAL STATUTES AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES), TO EXTEND THE PILOT PROGRAM FOR INSPECTION OF ANIMAL WASTE MANAGEMENT SYSTEMS, TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY FUNDING OPTIONS TO IMPROVE ANIMAL WASTE MANAGEMENT SYSTEMS, AND TO DIRECT THE DEPARTMENT OF COMMERCE TO DEVELOP A PLAN TO IDENTIFY AND DEVELOP MARKETS FOR BY-PRODUCTS OF ANIMAL WASTE MANAGEMENT SYSTEMS.* Amends SL 1997-458, sec. 1.2, as amended by SL 1998-188, sec. 3 and SL 1999-329, sec. 2.2, to extend moratorium on permits for animal waste management systems to Sept. 1, 2003, (was, July 1, 2003). Makes technical change to GS 143-215.10(c). Deletes provision from GS 143-215.10C(c) that failure of Comm'n to act on permit application within 90 days means application is approved. Amends SL 1997-443, sec. 15.4(a), as amended by SL 1999-329, sec. 3.1, to extend pilot program of Dep't of Environment and Natural Resources from July 1, 2001, to Sept. 1, 2002. Amends SL 1999-329, sec. 3.3, to require Dep't to submit interim reports on Oct. 15, 2001, and April 15, 2002 and final report on Oct. 15, 2002. Effective June 30, 2001.

ELECTION AND CONFIRMATION

The House of Representatives has elected and confirmed Walter W. "Dub" Dickson to serve on the State Board of Community Colleges for an unexpired term beginning June 21, 2001, and ending June 30, 2003.

NEXT SESSIONS

Monday, June 25, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

5.2001/87

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 87 Vol. 2001, No. 87 Senate Legislative Day 87

Monday, June 25, 2001

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BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1459	HONORING LIFE AND MEMORY OF DR. T. REGINALD HARRIS		RULES	JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1459. HONORING LIFE AND MEMORY OF DR. T. REGINALD HARRIS. *A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF DR. T. REGINALD HARRIS, CHAMPION OF HEALTH CARE ACCESS FOR NORTH CAROLINA'S INDIGENT POPULATIONS, AND EXPRESSING THE INTENT OF THE GENERAL ASSEMBLY TO PURSUE ACCESS TO HEALTH CARE FOR ALL.* As title indicates.
Intro. by Alexander.
Ref. to Rules

JOINT RES

CALENDAR ACTION
June 25, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

#H0003 ENCOURAGE RECIPROCITY IN BIDDING PROCESS. 03-19-01, 03-21-01, 03-22-01, 06-06-01	H HR	SIGNED BY GOV. 6/23/2001 CH. SL 2001-240
H0109 REIMBURSEMENT FOR MARRIAGE/FAMILY THERAPISTS.	H	PRES. TO GOV. 6/22/2001
H0334 EXEMPTION FOR INTERNS. 06-14-01	H	PLACED ON CAL FOR 6/26/2001
H0356 COLLECTION AGENCY/BAIL BOND AMENDMENTS. 04-10-01, 06-13-01	H	RATIFIED

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#H0357 UMBRELLA INSURANCE IMPROVEMENTS.	H SIGNED BY GOV. 6/23/2001 HR CH. SL 2001-236
06-06-01 #H0377 DEPARTMENT OF SOCIAL SERVICES CHANGES 2.	H SIGNED BY GOV. 6/23/2001 HR CH. SL 2001-237
04-23-01, 04-24-01, 06-05-01 #H0573 ELIMINATE CAMPAIGN REPORT NOTARIZATION.	H SIGNED BY GOV. 6/22/2001 HR CH. SL 2001-235
04-19-01 H0643 TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS.	H PLACED ON CAL FOR 6/26/2001
04-18-01, 06-13-01, 06-18-01 H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	H CONF COM REPORTED H PLACED ON CAL FOR 6/26/2001 S CONF COM REPORTED S PLACED ON CAL FOR 6/26/2001
06-06-01 H0884 INNOCENCE PROTECTION ACT.	H PLACED ON CAL FOR 6/26/2001
04-19-01, 06-14-01, 06-18-01 H0942 LOCKSMITH LICENSURE.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
06-25-01 H0999 RETIREMENT COLA INCREASES.	HA REPTD FAV COM SUBSTITUTE H RE-REF COM ON APPROPRIATIONS
06-25-01 H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	H RATIFIED
05-08-01, 05-14-01, 06-13-01 H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.	S PASSED 2ND & 3RD READING
04-23-01, 06-21-01 H1111 SOIL & WATER CONSERVATION COMM. POWERS & DUTIES.	S PASSED 2ND & 3RD READING
06-21-01 H1231 AMEND APPORTIONMENT FORMULA.	HA REPTD FAV COM SUBSTITUTE H RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
06-25-01 H1312 EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDS-5.	S PASSED 2ND & 3RD READING
04-24-01, 06-21-01 H1331 RETIRED SCHOOL EMPLOYEES RETURN TO SCHOOLS.	HA REPTD FAV COM SUBSTITUTE H RE-REF COM ON APPROPRIATIONS
06-25-01 H1342 NOTIFICATION OF LEASED MV PARKING VIOLATIONS.	H PRES. TO GOV. 6/22/2001
04-23-01 H1430 ADJUST TAX RATES.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 6/26/2001
06-25-01 H1448 MAKE MEALS TAX PENALTIES UNIFORM.	S PASSED 3RD READING
05-22-01 H1459 HONORING LIFE & MEMORY OF DR. T. REGINALD HARRIS	H REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0009 INTERSTATE HIGH-SPEED RAIL COMMISSION. 02-21-01, 03-22-01, 06-19-01	S RATIFIED

#S0123 SPECIAL OBLIGATION BONDS FOR WATER/ SEWER.	S	SIGNED BY GOV. 6/23/2001
	SR	CH. SL 2001-238
03-21-01, 05-31-01		
#S0160 AMEND GOOD SAMARITAN LAW/MEDICAL CARE.	S	SIGNED BY GOV. 6/21/2001
	SR	CH. SL 2001-230
04-24-01, 04-25-01		
#S0257 UCC ARTICLE 9 AMENDMENTS.	S	SIGNED BY GOV. 6/21/2001
	SR	CH. SL 2001-231
03-29-01, 05-29-01		
S0269 AMEND INVESTMENT ADVISOR LAW.	H	PLACED ON CAL FOR 6/26/2001
04-23-01		
S0353 DOR DEBT COLLECTION CHANGES.	S	REC TO CONCUR H COM SUB
	S	REF TO COM ON FINANCE
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01		
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	H	PLACED ON CAL FOR 6/26/2001
04-25-01, 06-20-01		
S0387 REQUIRE EXPERIENCE OF GENERAL CONTRACTORS.	H	PLACED ON CAL FOR 6/26/2001
04-18-01		
S0395 PLUMBING AND HEATING CONTRACTORS.	H	PASSED 3RD READING
05-22-01, 06-18-01		
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS.	S	RATIFIED
04-04-01, 06-19-01		
#S0466 WORKERS COMPENSATION AMENDMENTS.	S	SIGNED BY GOV. 6/21/2001
	SR	CH. SL 2001-232
04-04-01, 04-05-01, 05-29-01, 06-05-01		
#S0468 WORKERS COMP. CANCELLATIONS AND RENEWALS.	S	SIGNED BY GOV. 6/23/2001
	SR	CH. SL 2001-241
04-04-01, 06-05-01		
S0532 CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE.	S	CONCURRED IN H/COM SUB
04-12-01, 06-04-01, 06-19-01		
#S0543 CONTROLLED SUBSTANCES/CLASSIF.	S	SIGNED BY GOV. 6/21/2001
	SR	CH. SL 2001-233
03-28-01		
#S0573 PARENTAL TRUST FUND/NONRESIDENT PARTICIPATION.	S	SIGNED BY GOV. 6/23/2001
	SR	CH. SL 2001-243
S0681 JUDICIAL & EXECUTION SALES/REVISE PROCEDURE.	S	RATIFIED
04-12-01, 06-13-01		
#S0714 AMEND CERTIFICATE OF NEED.	S	SIGNED BY GOV. 6/23/2001
	SR	CH. SL 2001-242
04-05-01		
#S0719 TTA EMINENT DOMAIN.	S	SIGNED BY GOV. 6/23/2001
	SR	CH. SL 2001-239
04-12-01, 05-22-01, 06-04-01		
S0762 ENSURE FAIRNESS IN SCHOOL TESTING PROGRAM.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON EDUCATION/ HIGHER EDUCATION
#S0811 PARENT OF SUSPENDED STUDENT/ADEQUATE NOTICE.	S	SIGNED BY GOV. 6/23/2001
	SR	CH. SL 2001-244
04-12-01		
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.	S	CONCURRED ON 3RD READING
04-19-01, 06-04-01, 06-11-01, 06-18-01		
S0860 INTERSTATE TRUST BUSINESS.	S	RATIFIED
05-02-01, 05-09-01		

#S0937 C.O.N.-ADULT CARE HOMES REGULATED. S SIGNED BY GOV. 6/21/2001
SR CH. SL 2001-234
04-23-01, 05-30-01

LOCAL BILLS

H0838 WAKE FOREST DEANNEXATION. H RATIFIED
04-10-01
S0534 CHARLOTTE STORM DRAIN/ROAD PROJECTS. S REC TO CONCUR H COM SUB
S PLACED ON CAL FOR 6/26/2001
06-20-01
S0614 VARIOUS CITIES' ROADWAY EXPENSES. S RATIFIED
03-29-01, 06-18-01
S0668 BURGAW CHARTER REVISED. S CONCURRED ON 3RD READING
05-09-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 722. EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD. Intro. 3/22/01. Conference report recommends the following changes to 2nd edition to reconcile matters in controversy. Amends GS 90-182(a) to provide that General Assembly shall appoint one member each upon recommendation of President Pro Tem. of the Senate and upon recommendation of Speaker of House of Representatives, and amends GS 20-182(c) to provide that no member appointed to Board by Lieutenant Governor, Speaker of the House of Representatives, or General Assembly shall serve more than two complete consecutive five-year terms.

H 942. LOCKSMITH LICENSURE. Intro. 4/2/01. House committee substitute makes the following changes to 1st edition. Clarifies that persons who have been engaged as a locksmith in NC for at least two years before act takes effect do not have to take the examination but do have to meet moral character and age requirements. Exempts licensed general contractors from coverage under act. Provides that provisions creating licensing board one effective when act becomes law but makes other provisions effective July 1, 2002.

H 999. AMEND MEMBERSHIP REQUIREMENTS. Intro. 4/9/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO CHANGE THE MEMBERSHIP REQUIREMENTS OF THE LEGISLATIVE RETIREMENT SYSTEM AND TO ELIMINATE CERTAIN PROHIBITIONS ON RECEIVING BENEFITS UNDER THAT SYSTEM.* Amends GS 120-4.11, -4.21(c), and –4.22(d) to eliminate prohibition on receiving benefits under Legislative Retirement System if member is qualified to contribute to or is receiving benefits from Teachers' and State Employees' Retirement System, Local Governmental Employees' Retirement System, Law Enforcement Officers' Retirement System, or Consolidated Judicial Retirement System.

H 1231. STUDY APPORTIONMENT FORMULA. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO DIRECT THE REVENUE LAWS STUDY COMMITTEE TO STUDY THE FORMULA USED TO APPORTION THE INCOME OF MULTISTATE CORPORATIONS TO THIS STATE INCLUDING THE ELIMINATION OF THE DOUBLE-WEIGHTED SALES FACTOR.* Cited report may be made to 2002 Regular Session of 2001 General Assembly and requires final report to 2003 General Assembly.

H 1331. RETIRED SCHOOL EMP'EES RETURN TO SCHOOLS. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Current GS 135-3(8)(c) and GS 115C-325(a)(5a) permit the reemployment as a teacher, without reduction in retirement benefits, of a retired public school teacher after the teacher has been retired for at least 12 months. The original bill amended these provisions to expand the possibility of such employment beyond teachers to include counselors, media specialists, principals, and assistant principals, to shorten the waiting period from 12 months to three, and to permit the reemployment at the beginning of a school year of an employee who retired at the end of the prior year from a different system. The committee substitute drops all new provisions except the one shortening the waiting period to three months, and provides that that change is effective July 1, 2001 and expires June 30, 2003.

H 1430. BUDGET FEE PROVISIONS. Intro. 5/9/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT TO AUTHORIZE THE COMMISSIONER OF LABOR TO ESTABLISH CERTAIN FEES; TO ALLOW CERTAIN COUNTIES TO ACQUIRE PROPERTY FOR PUBLIC SCHOOLS; TO AUTHORIZE DHHS FACILITY SERVICES FEES; AND TO EXEMPT PRISONS LOCATED ON LAND OWNED BY THE STATE AND BUILT PURSUANT TO A CONTRACT WITH THE STATE FROM PROPERTY TAX.* (1) Repeals GS 95-105, which sets elevator inspection fees, and GS 95-106, which sets amusement inspection fees and replaces them with provision authorizing Comm'r of Labor to set fees for inspection and issue certificates of operation for devices. Repeal of two provisions effective Oct. 1, 2001, and remaining provision effective when act becomes law. (2) Amends GS 153A-158.1, which sets out provisions for counties to acquire school property, to add following counties to those covered by provision: Bertie, Chatham, Rutherford, Transylvania and Yadkin. (3) Amends GS 131D-2(b)(1), adult care homes, GS 131E-77, hospitals, GS 131E-102, nursing homes, and GS 122C-23, mental health, mental retardation or substance abuse facilities, to require Dep't of Health and Human Services to assess an annual license fee of $10 per bed and to provide that failure to pay fee within 60 days of due date may result in revocation of license. Amends provisions in GS Chapter 131E to set an annual license fee of $100 for home care agencies hospice organizations, with provision for revocation of license if not received within 60 days of due date. Amends GS Ch. 131E provisions dealing with ambulatory surgical care facilities, cardiac rehabilitation programs, and GS 14-45.1, clinics certified to perform abortions, to set annual certification fee of $400, with same provision about revocation for failure to pay. Provisions effective Oct. 1, 2001. (4) Effective for taxable years beginning on or after July 1, 2001, amends G.S. 105-275 to make prisons located on land owned by state exempt from property taxation.

LEGISLATION ENACTED

SL 2001-228 (S 535). CHARLOTTE AREA SPHERE OF INFLUENCE. *AN ACT TO AUTHORIZE THE CITY OF CHARLOTTE TO EXERCISE EXTRATERRITORIAL JURISDICTION IN THE CITY'S SPHERE OF INFLUENCE.* Summarized in *Daily Bulletin* 3/19/01, 4/5/01, and 6/14/01. Enacted June 21, 2001. Effective June 21, 2001.

NEXT SESSIONS

June 26, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

25: 2001/88

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 88 Vol. 2001, No. 88 Senate Legislative Day 88

Tuesday, June 26, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
June 26, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0031 PRESIDENTIAL ELECTOR CHALLENGE.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
04-02-01, 04-11-01, 06-26-01	
H0063 CHILD BICYCLE SAFETY ACT.	S AMEND FAILED #1
	S AMEND FAILED #2
	S AMEND FAILED #3
	S AMEND TABLED #4
	S PASSED 2ND READING
03-28-01	
H0108 COUNTIES COLL. DELINQ. TAXES BEFORE RECORD DEEDS	H REC TO CONCUR S COM SUB
	H CAL PURSUANT RULE 36(B)
03-08-01, 03-14-01, 06-20-01	
H0218 INJURY TO COMMODITIES OR PRODUCTION SYSTEMS.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
04-19-01, 04-25-01, 06-26-01	
H0343 REMOVE EMPLOYMENT SECURITY SUNSETS.	S WITHDRAWN FROM COMM
	S PLACED ON CAL FOR 6/26/2001
	S PASSED 3RD READING
03-20-01	
H0356 COLLECTION AGENCY/BAIL BOND AMENDMENTS.	H PRES. TO GOV. 6/26/2001
04-10-01, 06-13-01	
H0440 EMBALMERS AND FUNERAL DIRECTORS.	SA AMEND ADOPTED #1
	S PASSED 2ND READING
04-04-01, 04-19-01, 04-23-01, 06-13-01, 06-26-01	

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H0598 BUILDING INSPECTIONS CONTRACTED.	H REC TO CONCUR S COM SUB H CAL PURSUANT RULE 36(B)
03-27-01, 04-04-01, 06-20-01	
H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	SA CONF REPORT ADOPTED
06-06-01, 06-26-01	
H0831 ELECTION CHANGES.	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 6/28/2001
04-16-01, 04-23-01, 06-21-01	
H0980 CHILDREN IN VOTING ENCLOSURES.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
04-18-01, 06-26-01	
H0983 LMT LIABILITY/LANDOWNER OF WATERSHED PROPERTIES.	S REPTD FAV
H1041 BALLOT INSTRUCTIONS IN SPANISH.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
04-23-01, 06-26-01	
H1062 CORRECT DRY-CLEANING/WHITE GOODS LAWS.	H PRES. TO GOV. 6/26/2001
05-08-01, 05-14-01, 06-13-01	
H1067 CLARIFY AUTO REPAIR BILL OF RIGHTS.	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 7/3/2001
04-17-01, 06-20-01	
H1098 AMEND DEPOSIT ACCOUNT LAW.	S REPTD FAV
04-19-01	
H1312 EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDS-5.	H REC TO CONCUR S COM SUB H CAL PURSUANT RULE 36(B) H FAILED CONCUR IN COM SUB H CONF COM APPOINTED S CONF COM APPOINTED
04-24-01, 06-21-01	
H1448 MAKE MEALS TAX PENALTIES UNIFORM.	H RATIFIED
05-22-01	
S0009 INTERSTATE HIGH-SPEED RAIL COMMISSION.	S PRES. TO GOV. 6/26/2001
02-21-01, 03-22-01, 06-19-01	
S0042 CONTINUING BUDGET AUTHORITY.	S WITHDRAWN FROM COMM S RE-REF COM ON APPROPRIATIONS/ BASE BUDGET S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
06-26-01	
S0314 ENVIRONMENT/AGRICULTURE ACT.	S WITHDRAWN FROM COMM S RE-REF COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
S0365 ELECTRONIC LISTING FOR PROPERTY TAXES.	H REPTD FAV H CAL PURSUANT RULE 36(B)
04-25-01	
S0395 PLUMBING AND HEATING CONTRACTORS.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 6/27/2001
05-22-01, 06-18-01	
S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS.	S PRES. TO GOV. 6/26/2001
04-04-01, 06-19-01	
S0446 PHARMACY TECHNICIANS.	H REC FROM SENATE H REF TO COM ON FINANCE
04-04-01, 06-20-01	
S0532 CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE.	S RATIFIED
04-12-01, 06-04-01, 06-19-01	

S0680 LAWFUL FIREARM ACTIVITIES PROTECTED. 04-25-01, 06-26-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
S0681 JUDICIAL & EXECUTION SALES/REVISE PROCEDURE. 04-12-01, 06-13-01	S PRES. TO GOV. 6/26/2001
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY. 04-19-01, 06-04-01, 06-11-01, 06-18-01	S RATIFIED
S0841 DOBBS YOUTH ACADEMY FUNDS.	H REC FROM SENATE H REF TO COM ON APPROPRIATIONS
S0860 INTERSTATE TRUST BUSINESS. 05-02-01, 05-09-01	S PRES. TO GOV. 6/26/2001
S0901 DOT CASH MANAGEMENT. 06-18-01	H REC FROM SENATE H REF TO COM ON APPROPRIATIONS
S1066 INCREASE APPRAISAL BOARD MEMBERSHIP. 06-26-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S RE-REF COM ON FINANCE

LOCAL BILLS

S0080 TOWN OF BRUNSWICK ANNEXATION. 06-19-01	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 6/27/2001
S0534 CHARLOTTE STORM DRAIN/ROAD PROJECTS. 06-20-01	S CONCURRED IN H/COM SUB
#S0614 VARIOUS CITIES' ROADWAY EXPENSES. 03-29-01, 06-18-01	SR CH. SL 2001-245
S0653 FOOTHILLS REGIONAL AIRPORT TAX DISTRICT. 06-26-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
S0668 BURGAW CHARTER REVISED. 05-09-01	S RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 42. CONTINUING BUDGET AUTHORITY. Intro. 2/5/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill and changes title to *AN ACT TO AUTHORIZE THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2001, AND TO EXTEND EXPIRING PROVISIONS OF LAW.* Provides for continuation of expenditures until July 16, 2001. Provides that vacant positions subject to proposed budget reductions in either SB 1005, 3rd edition, or SB 1005, as it passes the House of Representatives, shall not be filled. State employees in positions subject to proposed budget reductions and state employees in positions funded with nonrecurring funds for fiscal 2000-01 shall be given notice of termination as required by law. Amends GS 143-26 to provide that except as otherwise provided by law, an annual appropriation of $100,000 or less to or for the use of a nonprofit corporation shall be paid in a single annual payment, and payment of more than $100,000 shall be made in quarterly or monthly installments, in discretion of Director of the Budget. If provisions of SB 1005, 3rd edition, SB 1005, as it passes the House of Representatives, or both, direct that funds shall not revert, the funds shall not revert on June 30, 2001. Unless funds are encumbered on or before June 30, 2001, funds shall not be

expended after June 30, 2001, except as provided by statute effective after June 30, 2001. Effective June 30, 2001, and expires July 30, 2001.

S 653. FOOTHILLS AND MITCHELL COUNTY LOCAL ACTS. Intro. 3/22/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO MAKE LOCAL MODIFICATIONS IN THE FOOTHILLS REGION CONCERNING AIRPORTS AND IN MITCHELL COUNTY CONCERNING ELECTIONS.* Amends SL 1975, Sec. 1, as amended by SL 1985, Ch. 328, to provide that beginning with 2004 general election and biennially thereafter, three members of Mitchell County Board of County Comm'rs elected at large with two persons receiving highest number of votes elected to four-year terms, and person receiving third highest number of votes elected to two-year term.

S 680. LAWFUL FIREARM ACTIVITIES PROTECTED. Intro. 3/26/01. Senate committee substitute makes the following changes to 2nd edition. Changes definition of "gun show" to cover events at which (1) 100 or more firearms or other covered weapons under GS 14-269(a) are offered or exhibited for sale, transfer, or exchange and (2) ten or more persons are offering or exhibiting firearms for sale, transfer, or exchange. Requires the application for a gun show permit to be filed at least 60 days before the date of the gun show. Requires the sheriff to inform the applicant within 30 days of the date of application whether the permit is granted or denied. If the permit is denied, the sheriff must provide a written statement of the reasons for the denial. Authorizes an applicant to appeal a denial to district court. Provides that the qualifications for a permit are: state or federal law do not prohibit the applicant from the purchase, transfer, receipt, or possession of a handgun, the applicant is of good moral character; the applicant could not be denied a firearm permit under GS 14-404(c); and the applicant paid the fee. Makes other technical changes.

S 1066. AMEND APPRAISERS ACT. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Makes technical amendment to GS 93E-1-2.1 and 1-3(a), and amends GS 93E-1-3(c) to permit real estate broker or salesperson to perform comparative market analysis for compensation only for prospective or actual brokerage clients, or for real property involved in an employee relocation program. Amends GS 93E-1-3(f) to provide that trainee registration, license, or certificate is not required for person performing appraisals for property owned by person, partnership, association, or corporation for sole use of that entity and deletes proposed revision permitting written appraisal to be prepared by person not accredited only pursuant to an order by trier of fact. Amends definition of "comparative market analysis" in GS 93E-1-4(7a). Amends GS 93E-1-5 to require appointment of members of NC Appraisal Board from geographically diverse areas of the state. Makes technical amendment to GS 93E-1-9. Adds GS 53-348(7) to prohibit influencing or attempting to influence through coercion, extortion, or bribery, the development, reporting, result, or review of a real estate appraisal sought in connection with a mortgage loan, and GS 53-348(8) to prohibit failing to promptly pay when due according to normal and customary business practices between lender and appraiser reasonable fees to real estate appraiser for appraisal services. Effective Oct. 1, 2001, except changes to Appraisal Board membership effective July 1, 2001.

HOUSE BILLS

H 31. PRESIDENTIAL ELECTOR CHALLENGE. Intro. 2/01/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROVIDE FOR SELECTION OF PRESIDENTIAL ELECTORS BY THE GENERAL ASSEMBLY IF THE ELECTION RESULTS HAVE NOT BEEN PROCLAIMED BY THE SIXTH DAY BEFORE ELECTORS ARE TO MEET, AND BY THE GOVERNOR IF ELECTORS HAVE NOT BEEN SELECTED BY THE DAY BEFORE ELECTORS ARE TO MEET.* Amends GS 163-213 to provide for appointment by General Assembly if no proclamation is made before noon on the date for settling controversies specified in 3 U.S.C. 5, for appointment by the Governor if no appointment of any Presidential Elector has not been proclaimed before noon on the date for settling controversies under same federal provision, and sets standard for decision by General Assembly and Governor, under which they shall designate Electors in accord with their best judgment of the will of the electorate. If proclamation of electors is made before noon on day set for meeting of electors by 3 U.S.C. 7, then that proclamation shall control over appointment made by General Assembly or Governor.

H 218. INJURY TO COMMODITIES OR PRODUCTION SYSTEMS. Intro. 2/22/01. Senate committee substitute makes the following changes to 3rd edition. Makes technical changes only.

H 440. EMBALMERS AND FUNERAL DIRECTORS. Intro. 3/01/01. Senate amendment makes the following changes to 4th edition. Amends GS 90-210.18(b2) to provide that all members of Board shall have full voting authority and –210.18(b3) to provide that Governor, President Pro Tem. of Senate, and Speaker of House of Representatives shall each appoint one public member to Board. Specifies staggered terms for public members according to date of term expiration.

H 980. CHILDREN IN VOTING ENCLOSURES. Intro. 4/5/01. Senate committee substitute makes the following changes to 2nd edition. Amends GS 163-153 to permit minor children of the voter under age of 18 (was, under age of 12) to accompany voter.

H 1041. BALLOT INSTRUCTIONS IN SPANISH. Intro. 4/10/01. Senate committee substitute makes the following changes to 2nd edition. Provides that if S 17 of 2001 Session of General Assembly is enacted, then GS 163-140.2 is recodified as GS 163-165.5A. Act effective with respect to all primaries, elections, and referenda held on or after Aug. 1, 2001, and sunsets bill on Jan. 1, 2012.

LEGISLATION ENACTED

SL 2001-229 (H 431). FINANCIAL ASSISTANCE FOR COMMUNITY COLLEGE STUDENTS. *AN ACT TO CODIFY THE NEED-BASED SCHOLARSHIP PROGRAM FOR COMMUNITY COLLEGE STUDENTS, TO AMEND THE APPLICATION REQUIREMENTS, AND TO ALLOW THE STATE BOARD OF COMMUNITY COLLEGES TO TARGET A PORTION OF THE FUNDS TO STUDENTS ENROLLED IN HIGH-DEMAND OCCUPATIONS.* Summarized in *Daily Bulletin* 3/1/01, 4/16/01, 5/16/01, and 5/31/01. Enacted June 21, 2001. Effective July 1, 2001.

SL 2001-230 (S 160). AMEND GOOD SAMARITAN LAW/MEDICAL CARE. *AN ACT TO APPLY THE LIABILITY LIMITATIONS OF THE GOOD SAMARITAN LAW TO CERTAIN MEDICAL CARE PROVIDERS.* Summarized in *Daily Bulletin* 2/19/01, 4/23/01, and 4/25/01. Enacted June 21, 2001. Effective Oct. 1, 2001, and applies to acts or omissions occurring on and after that date.

SL 2001-231 (S 257). UCC ARTICLE 9 AMENDMENTS. *AN ACT TO AMEND ARTICLE 9 OF THE UNIFORM COMMERCIAL CODE TO GIVE THE SECRETARY OF STATE THE AUTHORITY TO PREVENT FRAUDULENT FILINGS AND TO MAKE CLARIFYING CHANGES.* Summarized in *Daily Bulletin* 2/27/01, 3/29/01, and 5/29/01. Enacted June 21, 2001. Section 5 becomes effective Dec. 1, 2001, and applies to documents presented for filing on or after that date. The remainder of this act becomes effective July 1, 2001. Sections 1-4 apply to documents filed on or fter July 1, 2001.

SL 2001-232 (S 466). WORKERS' COMPENSATION AMENDMENTS. *AN ACT TO INCREASE THE AMOUNT OF BURIAL EXPENSES COVERAGE UNDER THE WORKERS' COMPENSATION ACT; TO CHANGE A REQUIREMENT IN THE LOSS COSTS RATE-MAKING LAW; AND TO AMEND THE RATE BUREAU APPEAL STATUTE TO PROVIDE THAT MEMBER COMPANIES ARE NOT ALLOWED TO APPEAL BUREAU DECISIONS ON RATES OR LOSS COSTS.* Summarized in *Daily Bulletin* 3/15/01, 4/4/01, 4/5/01, 5/29/01, and 6/5/01. Enacted June 21, 2001. Notwithstanding GS 97-31.1, sections 1 and 3.1 are effective Oct. 1, 2001. Remainder of act is effective June 21, 2001.

SL 2001-233 (S 543). CONTROLLED SUBSTANCES/CLASSIFICATION. *AN ACT TO AMEND THE CLASSIFICATION OF CERTAIN CONTROLLED SUBSTANCES TO MAKE CONSISTENT WITH FEDERAL LAW GOVERNING CONTROLLED SUBSTANCES.* Summarized in *Daily Bulletin* 3/19/01 and 3/28/01. Enacted June 21, 2001. Effective June 21, 2001.

SL 2001-234 (S 937). CERTIFICATE OF NEED—ADULT CARE HOMES REGULATED. *AN ACT TO REGULATE THE DEVELOPMENT OF ADULT CARE HOMES UNDER THE CERTIFICATE OF NEED LAW.* Summarized in *Daily Bulletin* 4/5/01, 4/23/01, and 5/30/01. Enacted June 21, 2001. Sections 1 and 2 are effective Jan. 1, 2002. The remainder of this act is effective June 21, 2001

SL 2001-235 (H 573). ELIMINATE CAMPAIGN REPORT NOTARIZATION. *AN ACT TO ELIMINATE THE REQUIREMENT FOR NOTARIZATION OF CAMPAIGN REPORTS.* Summarized in *Daily Bulletin* 3/13/01 and 4/19/01. Enacted June 22, 2001. Effective June 22, 2001.

SL 2001-236 (H 357). UMBRELLA INSURANCE IMPROVEMENTS. *AN ACT TO INCREASE THE AMOUNTS OF LIABILITY INSURANCE THAT MAY BE CEDED TO THE NORTH CAROLINA MOTOR VEHICLE REINSURANCE FACILITY TO FACILITATE THE PURCHASE OF EXCESS OR UMBRELLA COVERAGE BY MOTOR VEHICLE OWNERS AND TO CLARIFY OTHER LAWS RELATING TO UMBRELLA INSURANCE.* Summarized in *Daily Bulletin* 3/1/01 and 6/6/01. Enacted June 23, 2001. Effective Oct. 1, 2001.

SL 2001-237 (H 377). DEPARTMENT OF SOCIAL SERVICES CHANGES 2. *AN ACT TO MAKE CLARIFYING AND OTHER CHANGES TO THE GENERAL STATUTES PERTAINING TO CHILD SUPPORT.* Summarized in *Daily Bulletin* 3/1/01, 4/23/01, 4/24/01, and 6/5/01. Enacted June 23, 2001. Sections 8-10 of this act are effective Oct. 1, 2001. Section 11 is effective July 1, 2002. The remainder of this act is effective June 23, 2001.

SL 2001-238 (S 123). SPECIAL OBLIGATION BONDS FOR WATER/SEWER. *AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO ISSUE SPECIAL OBLIGATION BONDS FOR WATER AND SEWER PROJECTS.* Summarized in *Daily Bulletin* 2/12/01, 3/21/01, and 5/31/01. Enacted June 23, 2001. Effective June 23, 2001.

SL 2001-239 (S 719). TTA EMINENT DOMAIN. *AN ACT TO PROVIDE QUICK-TAKE PROCEDURES IN EMINENT DOMAIN PROCEEDINGS BY A REGIONAL PUBLIC TRANSPORTATION AUTHORITY.* Summarized in *Daily Bulletin* 3/28/01, 4/12/01, 5/22/01, and 6/4/01. Enacted June 23, 2001. Effective June 23, 2001.

SL 2001-240 (H 3). ENCOURAGE RECIPROCITY IN BIDDING PROCESS. *AN ACT TO ALLOW THE SECRETARY OF ADMINISTRATION AND STATE AGENCIES TO ADD A PERCENT INCREASE TO BIDS OF NONRESIDENT BIDDERS WHERE THE NONRESIDENT BIDDERS' HOME STATES GRANT PREFERENCES TO IN-STATE BIDDERS.* Summarized in *Daily Bulletin* 1/25/01, 3/19/01, 3/21/01, 3/22/01, and 6/6/01. Enacted June 23, 2001. Effective Jan. 1, 2002, and expires Dec. 31, 2007.

SL 2001-241 (S 468). WORKERS' COMPENSATION CANCELLATIONS AND RENEWALS. *AN ACT TO PROVIDE FOR GUIDELINES, RIGHTS, AND OBLIGATIONS IN WORKERS' COMPENSATION INSURANCE POLICY CANCELLATIONS AND NONRENEWALS.* Summarized in *Daily Bulletin* 3/15/01, 4/5/01, and 6/5/01. Enacted June 23, 2001. Effective Oct. 1, 2001, and applies to policies issued, renewed or subject to renewal, or amended on or after that date.

SL 2001-242 (S 714). AMEND CERTIFICATE OF NEED. *AN ACT TO AMEND THE DEFINITION OF "AMBULATORY SURGICAL FACILITY" BY REDUCING THE NUMBER OF REQUIRED OPERATING ROOMS FROM TWO TO ONE AND TO AMEND THE DEFINITION OF "NEW INSTITUTIONAL HEALTH SERVICE" BY INCLUDING CONSTRUCTION, DEVELOPMENT, ESTABLISHMENT, INCREASE IN NUMBER, OR RELOCATION OF AN OPERATING ROOM OR OPERATING ROOMS AND TO EXTEND THE DETERMINATIVE EFFECT OF THE STATE MEDICAL FACILITIES PLAN TO ALL OPERATING ROOMS AND TO REPEAL S.L. 2000-135.* Summarized in Daily Bulletin 3/28/01 and 4/5/01. Enacted June 23, 2001. Effective June 23, 2001. This act does not apply to any project which was not a new institutional health service as defined in G.S. 131E-176(16) prior to the effective date of this act and for which there has been a capital expenditure exceeding fifty thousand dollars ($50,000) or there was a legally binding obligation for a capital expenditure exceeding fifty thousand dollars ($50,000) in effect on or before June 23, 2001, and which was reasonably expected to be completed by December 31, 2002. A facility or office that was not licensed as an ambulatory surgical facility prior to the effective date of this act shall not become an ambulatory surgical facility by virtue of the amendment set forth in Sections 1 and 2 of this act and may not be licensed as an ambulatory surgical facility under Part D of Article 6 of Chapter 131E of the General Statutes without a certificate of need.

SL 2001-243 (S 573). PARENTAL TRUST FUND/NONRESIDENT PARTICIPATION. *AN ACT TO CLARIFY THAT NONRESIDENTS MAY PARTICIPATE IN THE PARENTAL SAVINGS TRUST FUND.* Summarized in *Daily Bulletin* 3/21/01. Enacted June 23, 2001. Effective July 1, 2001.

SL 2001-244 (S 811). PARENT OF SUSPENDED STUDENT/ADEQUATE NOTICE. *AN ACT TO ENSURE THAT THE PARENTS OR GUARDIANS OF STUDENTS WHO ARE SUSPENDED OR EXPELLED FROM SCHOOL RECEIVE NOTICE THAT IS EASY TO UNDERSTAND.* Summarized in *Daily Bulletin* 4/3/01 and

4/12/01. Enacted June 23, 2001. Effective July 1, 2001, and applies to disciplinary actions initiated on or after that date.

SL 2001-245 (S 614). VARIOUS CITIES' ROADWAY EXPENSES. *AN ACT TO AUTHORIZE THE TOWNS OF CARY AND WEDDINGTON AND THE CITIES OF CHARLOTTE, CONCORD, AND MONROE TO EXPEND FUNDS ON ROADS OUTSIDE THE CORPORATE LIMITS AND FOR PARTICIPATION IN CONSTRUCTION OF ROADS OUTSIDE THE CORPORATE LIMITS BY THE DEPARTMENT OF TRANSPORTATION.* Summarized in *Daily Bulletin* 3/22/01, 3/29/01, and 6/18/01. Enacted June 25, 2001. Effective June 25, 2001.

SL 2001-246 (H 838). WAKE FOREST DEANNEXATION. *AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE TOWN OF WAKE FOREST.* Summarized in *Daily Bulletin* 3/28/01 and 4/10/01. Enacted June 25, 2001. Effective June 25, 2001.

NEXT SESSIONS

Wednesday, June 27, 2001

HOUSE convenes at 2:00 pm.

SENATE convenes at 3:00 pm.

25:2001/89

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 89 Vol. 2001, No. 89 Senate Legislative Day 89

Wednesday, June 27, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1460	HONORING JACKSON COUNTY'S FOUNDERS		RULES	JOINT RES

N.C. DOCUMENTS CLEARINGHOUSE
JUL 3 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1460. HONORING JACKSON COUNTY'S FOUNDERS. *A JOINT RESOLUTION HONORING THE FOUNDERS OF JACKSON COUNTY ON THE COUNTY'S SESQUICENTENNIAL ANNIVERSARY.* As title indicates.
Intro. by Haire.
Ref. to Rules JOINT RES

CALENDAR ACTION
June 27, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0031 PRESIDENTIAL ELECTOR CHALLENGE.          S  PASSED 2ND & 3RD READING
 04-02-01, 04-11-01, 06-26-01
H0063 CHILD BICYCLE SAFETY ACT.                S  PASSED 3RD READING
 03-28-01
H0218 INJURY TO COMMODITIES OR PRODUCTION      S  PASSED 2ND & 3RD READING
      SYSTEMS.
 04-19-01, 04-25-01, 06-26-01
H0275 INFANT HOMICIDE PREVENTION ACT.          S  REPTD FAV COM SUBSTITUTE
                                               SA COM SUBSTITUTE ADOPTED
 03-21-01, 04-19-01, 04-24-01, 06-27-01
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H0343 REMOVE EMPLOYMENT SECURITY SUNSETS.	H	RATIFIED
03-20-01		
H0440 EMBALMERS AND FUNERAL DIRECTORS.	S	PASSED 3RD READING
04-04-01, 04-19-01, 04-23-01, 06-13-01, 06-26-01		
H0545 TEACHER CREDIT FOR EXCESS PERSONAL LEAVE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
04-17-01, 06-27-01		
H0593 HEALTH INSURANCE/LICENSED PROF'L COUNSELOR	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-27-01		
H0968 SOIL AND WATER EMPLOYEE JUDGMENTS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-27-01		
H0980 CHILDREN IN VOTING ENCLOSURES.	S	PASSED 2ND & 3RD READING
04-18-01, 06-26-01		
H0983 LMT LIABILITY/LANDOWNER OF WATERSHED PROPERTIES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 6/28/2001
H1041 BALLOT INSTRUCTIONS IN SPANISH.	S	PASSED 2ND & 3RD READING
04-23-01, 06-26-01		
H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-23-01, 06-21-01		
H1098 AMEND DEPOSIT ACCOUNT LAW.	S	PASSED 2ND & 3RD READING
04-19-01		
H1111 SOIL & WATER CONSERVATION COMM. POWERS & DUTIES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
06-21-01		
H1312 EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDS-5.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 6/27/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 6/28/2001
04-24-01, 06-21-01, 06-27-01		
H1448 MAKE MEALS TAX PENALTIES UNIFORM.	H	PRES. TO GOV. 6/27/2001
05-22-01		
S0042 CONTINUING BUDGET AUTHORITY.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
06-26-01, 06-27-01		
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 6/28/2001
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 6/28/2001
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01		
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	S	FAIL CONCUR IN H AMEND #1,#2, #3
	S	CONF COM APPOINTED
04-19-01, 06-12-01		

S0353 DOR DEBT COLLECTION CHANGES.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 6/27/2001
	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
	H	CONF COM APPOINTED
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01		
S0362 CONFIRMATION/ROBERT POWELL/STATE CONTROLLER.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 6/28/2001
06-21-01		
S0395 PLUMBING AND HEATING CONTRACTORS.	S	CONCURRED ON 2ND READING
05-22-01, 06-18-01		
S0532 CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE.	S	PRES. TO GOV. 6/27/2001
04-12-01, 06-04-01, 06-19-01		
S0680 LAWFUL FIREARM ACTIVITIES PROTECTED.	SA	AMEND ADOPTED #1
	S	AMEND TABLED #2
	S	AMEND TABLED #3
	S	PASSED 2ND & 3RD READING
04-25-01, 06-26-01, 06-27-01		
S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.	S	PRES. TO GOV. 6/27/2001
04-19-01, 06-04-01, 06-11-01, 06-18-01		
S0824 TEACHERS' AND STATE EMPLOYEES' BENEFITS.	H	PASSED 2ND & 3RD READING
06-21-01, 06-26-01		
S0842 BUSINESS ENTITY CHANGES.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADPT & ENGROSS
05-24-01, 06-27-01		
S1005 THE APPROPRIATIONS ACT.	H	AMEND FAILED #1,#2,#3,#4,#5, #13
	HA	AMEND ADOPTED #6,#7,#9,#10, #11
	H	PASSED 2ND READING
05-28-01, 05-29-01, 05-30-01, 05-31-01, 06-26-01, 06-27-01		

LOCAL BILLS

H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
05-02-01, 06-20-01		
S0080 TOWN OF BRUNSWICK ANNEXATION.	H	PASSED 2ND READING
06-19-01		
S0534 CHARLOTTE STORM DRAIN/ROAD PROJECTS.	S	RATIFIED
06-20-01		
S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 06-27-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 42. CONTINUING BUDGET AUTHORITY. Intro. 2/5/01. Senate amendment makes the following change to 1s edition. Deletes provision that state employees in positions subject to proposed budget reductions in SB 1005 shall be given notice of termination.

S 243. RED LIGHT CAMERAS/CERTAIN MUNICIPALITIES. Intro. 2/26/01. Conference report recommends the following changes to 8th edition to reconcile matters in controversy. Changes title to *AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES TO USE TRAFFIC CONTROL PHOTOGRAPHIC SYSTEMS AND TO AUTHORIZE CERTAIN MUNICIPALITIES TO USE RED LIGHT CAMERAS FOR SAFETY, FOR SCHOOLS, BUT NOT FOR PROFIT.* Amends GS 160A-300.1(d) to delete City of Concord from list of covered municipalities and adds GS 160A-300.3 specifying use of traffic control photographic systems in City of Concord.

S 559. ASHEVILLE FORCE ACCOUNT LIMIT. Intro. 3/21/01. House committee substitute makes the following changes to 2nd edition. Amends GS 143-135 to increase force amount limit for City of Asheville from $125,000 t $300,000 for construction of skateboard park on Cherry Street. Sunsets June 30, 2003.

S 680. LAWFUL FIREARM ACTIVITIES PROTECTED. Intro. 3/26/01. Senate amendment makes the following changes to 3rd edition. Excludes "antique firearms," as defined in GS 14-409.11, from the definition of "firearm" set forth in proposed new GS 14-415.30(1)a. Excludes "historic edged weapons," as defined in GS 14-409.12, from the class of weapons counted to determine whether an event qualifies as a "gun show" pursuant to propose new GS 14-415.30(2).

S 824. STATE HEALTH PLAN CHANGES. Intro. 4/3/01. House committee substitute makes the following changes to 2nd edition. Section 1 of bill is identical to Sections 32.20(a) through Section 32.20(s), State Employee Health Plan Changes, of House Committee Substitute for S 1005 digested in today's bulletin. Deletes amendment to GS 126-5(c1) exempting additional positions from State Personnel Act.

S 842. BUSINESS ENTITY CHANGES. Intro. 4/4/01. Senate amendment # 1 makes the following changes to 2nd edition. Amends GS 57C-1-22(a) to restore Sec'y of State filing fee of $200 for annual report. Deletes proposed amendments to GS 57C-1-22. Amends GS 57C-2-23(c) to require Sec'y of State to notify limited liabil companies of annual report filing requirement, effective Sept. 1, 2001. Senate amendment # 2 makes technical changes and provides that nothing in the act supersedes provisions of Art. 10 or 65 of Ch. 58, and that act does not create alternate means for entity governed by Art. 65, Ch. 58 to convert to a different business form.

S 1005. CURRENT OPERATIONS APPROPRIATIONS ACT OF 2001. Intro. 4/5/01. House committee substitu contains the following provisions that differ from the bill adopted by the Senate on 5/28/01. Special provisions ir the Senate version that are contained without amendment in the House version are not summarized.

Part I. Introduction and title of act—No changes.

Part II. Current Operations and Expansion – GENERAL FUND—Amounts that differ from the Senate version are in italics.

	2001-2002	2002-20
Education		
COMMUNITY COLLEGES SYSTEM	*650,511,683*	*650,511,68*
DEPARTMENT OF PUBLIC INSTRUCTION	*5,877,926,964*	*5,927,594.01*
UNIVERSITY OF NORTH CAROLINA BOARD OF GOVERNORS		
Appalachian State University	*85,569,473*	*85,832,47*
East Carolina University		

Academic Affairs	121,199,265	122,462,333
Health Affairs	46,244,924	46,244,925
Elizabeth City State University	21,735,417	21,735,417
Fayetteville State University	30,918,568	30,918,568
NC A & T University	59,749,183	59,749,183
NC Central University	44,557,545	44,557,546
NC School of the Arts	16,474,087	16,747,706
NC State University		
Academic Affairs	266,318,643	266,803,594
Agricultural Extension Service	37,584,776	37,584,776
Agricultural Research Service	46,891,919	46,865,806
UNC-Asheville	25,580,238	25,736,337
UNC-Chapel Hill		
Academic Affairs	199,933,615	200,443,117
Health Affairs	154,802,003	156,782,219
Area Health Education Centers	46,072,336	46,072,336
UNC-Charlotte	96,039,882	96,511,110
UNC-Greensboro	93,617,445	93,694,770
UNC-Pembroke	24,689,033	24,630,348
UNC-Wilmington	59,821,472	60,172,855
Western Carolina University	52,094,143	52,362,403
Winston-Salem State University	28,207,075	28,630,664
General Administration	43,052,753	44,048,177
University Institutional Programs	42,204,602	42,214,602
Related Educational Programs	103,637,912	103,637,912
NC School of Science and Math	11,487,156	11,839,342
UNC Hospitals at Chapel Hill	38,587,322	38,587,322
Total	1,797,080,787	1,804,865,842
Health and Human Services		
DEPARTMENT OF HEALTH AND HUMAN SERVICES		
Office of the Secretary	47,011,912	46,911,912
Division of Aging	29,519,886	29,519,886
Division of Child Development	289,558,396	289,558,396
Division of Education Services	69,940,433	69,940,433
Division of Public Health	109,613,077	107,312,801
Division of Social Services	192,262,288	198,335,582
Division of Medical Assistance	1,989,421,813	2,261,450,549
Division of Medical Assistance-Health Choice	32,987,142	37,487,142
Division of Blind Services/Deaf	10,184,019	10,184,019
Division of Mental Health	581,548,722	581,548,722
Division of Facility Services	15,281,564	15,476,831
Division of Vocational Rehabilitation	42,468,956	41,768,956
Total	3,409,798,208	3,689,495,229

Natural and Economic Resources		
DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES	55,545,270	55,194,468
DEPARTMENT OF COMMERCE		
Commerce	45,395,692	44,315,050
Commerce State-Aid	7,700,000	5,200,000
NC Biotechnology Center	5,270,468	6,270,468
Rural Economic Development Center	4,470,777	5,470,471
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES		
Environment and Natural Resources	158,306,149	157,833,822
Clean Water Management Trust Fund	20,000,000	20,000,000
OFFICE OF THE GOVERNOR-Housing Finance Agency	5,300,000	5,300,000
DEPARTMENT OF LABOR	16,023,147	15,992,906
Justice and Public Safety		
DEPARTMENT OF CORRECTION	932,115,439	939,576,495
DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY	31,999,903	28,726,357
JUDICIAL DEPARTMENT	305,410,586	305,358,520
JUDICIAL DEPARTMENT-Indigent Defense	71,635,967	71,635,967
DEPARTMENT OF JUSTICE	72,955,782	73,528,600
DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION	141,276,263	143,030,250
General Government		
DEPARTMENT OF ADMINISTRATION	60,765,033	59,740,890
OFFICE OF ADMINISTRATIVE HEARINGS	2,795,155	2,795,155
DEPARTMENT OF STATE AUDITOR	11,864,673	11,864,673
OFFICE OF STATE CONTROLLER	11,523,868	11,523,868
DEPARTMENT OF CULTURAL RESOURCES		
Cultural Resources	60,638,520	59,763,520
Roanoke Island Commission	1,859,463	1,859,463
STATE BOARD OF ELECTIONS	3,186,269	3,186,269
GENERAL ASSEMBLY	39,081,724	39,553,848
OFFICE OF THE GOVERNOR		
Office of the Governor	5,452,905	5,452,905
Office of State Budget and Management	5,283,596	4,933,066
Mapping and Surveying	1,187,845	1,187,845
Reserve for Special Appropriations	3,435,000	3,080,000
Department of Insurance		
Insurance	23,579,288	23,129,288
Insurance-Volunteer Safety Workers' Compensation	2,000,000	2,500,000
Office of Lieutenant Governor	669,545	669,545
Department of Revenue	77,563,436	77,955,704
Rules Review Commission	325,795	325,795
Department of Secretary of State	8,649,507	8,554,507

Department of State Treasurer		
State Treasurer	2,830,600	2,830,600
Retirement for Fire and Rescue Squad Workers	10,301,897	12,379,780
Transportation		
DEPARTMENT OF TRANSPORTATION	10,030,000	13,393,341
Reserves, Debt Service, and Adjustments		
CONTINGENCY AND EMERGENCY	5,000,000	5,000,000
RESERVE FOR COMPENSATION INCREASES	193,842,000	193,842,000
RESERVE FOR SALARY ADJUSTMENTS	500,000	500,000
RESERVE FOR STATE HEALTH PLAN	150,000,000	200,000,000
TEACHERS' AND STATE EMPLOYEES' RETIREMENT RATE ADJUSTMENT	(239,568,180)	(239,568,180)
CONSOLIDATED JUDICIAL RETIREMENT RATE ADJUSTMENT	(2,265,000)	(2,265,000)
HURRICANE FLOYD RESERVE FUND		150,629,172
RESERVE TO IMPLEMENT HIPPA	10,000,000	
MENTAL HEALTH SYSTEM REFORM RESERVE	7,525,675	
INFORMATION TECHNOLOGY RATE ADJUSTMENT	(4,000,000)	(4,000,000)
PAYROLL TURNOVER ADJUSTMENT	(52,000,000)	(52,000,000)
GENERAL DEBT SERVICE	250,822,092	352,266,860
FEDERAL REIMBURSEMENT	1,155,948	1,155,948
Grand Total Current Operations-General Fund	14,272,759,739	14,902,141,000

Budget Reform Statement	($ Millions)	($ Millions)
Unappropriated balance	0	
Revenue collections in 2000-2001 in excess of authorized estimates	0	
Unexpended appropriations during 2000-2001	0	
Beginning Unreserved Credit Balance	0	
Revenues Existing Tax Structure	13,473.8	14,451.2
Non-tax revenues		
Investment Income	152.0	167.0
Judicial Fees	109.5	111.7
Disproportionate Share	107.0	107.0
Insurance	43.9	45.8
Other Non-Tax Revenues	105.0	106.2
Highway Trust Fund Transfer	170.0	170.0
Highway Fund Transfer	14.5	15.3
Subtotal	14,175.7	15,174.2
Other Adjustments		
NC Railroad Repayment	19.0	
Enhanced Dep't of Revenue Collections	50.0	50.0
House Bill 232 Implementation	116.5	2.7
Scrap Tire/White Goods Transfer	3.4	
Transfers from Various Funds	167.5	0.5

Transfer to Savings Reserve Account	(125.0)	
Subtotal	231.4	53.2
Total General Fund Availability	14,407.1	15,227.4

Of the balance in the Hurricane Floyd Reserve Fund, $150,629,172 shall be transferred to the General Fund on July 1, 2001.Funds are appropriated in this act for the 2002-03 fiscal year to the Hurricane Floyd Reserve Fund in an amount equal to the amount transferred.

Balances in the following funds shall be transferred to the State Controller to support General Fund appropriations:

Dep't of Ag. And Consumer Services (Warehouse Investment Fund) $ 500,000

Dep't NER (Sleep Products, Air Permits, Sedimentation Fees, Land Env. Controls, Dam Safety Account, Inactive Hazardous Sites Cleanup, Emergency Response Fund, Water Permits, WW Treatment Maintenance & Repair, Lab Certification Fees, Well Construction Fund, Oil Pollution Control, *Wetlands Restoration*) *3,400,000*

Dep't of Commerce (International Trade Show Fund) 75,000

Dep't of Correction (Inmate Canteen/Welfare Fund) 380,000

Deletes transfer of funds from Savings Reserve Account in amount of $1,901,501 for each fiscal year to support the Martin County Child Support Call Center and $600,000 for each fiscal year to support the State Maternity Home Fund.

Effective Nov. 1, 2001, $3,000,000 transferred from Office of Information Technology Services to Controller to support General Fund. Effective Feb. 1, 2002, $4,000,000 transferred for same purpose. For 2001-02, net proceeds of scrap tire tax white goods tax to be credited to General Fund.

Part III. Current Operations and Expansion--Highway Fund		2001-2002	2002-2003
Transportation Administration		69,195,895	69,195,895
Transportation Operations		28,801,650	28,801,650
Transportation Programs			
State Construction			
	Primary Construction	0	0
	Secondary Construction	87,462,000	89,387,000
	Urban Construction	14,000,000	14,000,000
	Access	2,000,000	2,000,000
	Contingency	12,000,000	10,000,000
	Spot Safety	9,100,000	9,100,000
State Funds to Match Federal Highway Aid		5,212,266	5,212,266
Maintenance		585,841,175	575,818,20
Ferry Operations		19,747,132	19,747,13
Asphalt Plant/OSHA		425,000	425,00
Capital		1,634,000	
Aid to Municipalities		87,462,000	89,387,00
Rail		31,095,000	10,575,00
Public Transit		62,178,682	61,794,45
Airports		3,000,000	
Governor's Highway Safety		266,693	266,69
Transportation Regulation		98,654,012	98,649,80
Reserves and Transfers		200,584,495	205,158,04
Grand Total Current Operations and Expansion		1,318,660,000	1,289,518,14

Highway Fund Budget Reform Statement		
Beginning Credit Balance	14,860,000	
Estimated Revenue	1,303,280,000	1,311,720,000
Additional Reversions	*520,000*	
Total Highway Fund Availability	*1,318,660,000*	*1,311,720,000*
Part IV. Highway Trust Fund		
Intrastate System	464,295,516	489,403,290
Secondary Roads	83,827,858	87,445,392
Urban Loops	187,741,771	197,894,308
Aid to Municipalities	48,715,429	51,349,821
Program Administration	34,142,426	36,181,189
Transfer to General Fund	170,000,000	170,000,000
Grand Total Current Operations and Expansion	988,723,000	1,032,274,000

Part V. Block Grants

Appropriates federal block grant funds to DHHS for the fiscal year ending June 30, 2002, according to the following schedule:

Community Services	$ 15,639,392
Social Services	53,888,298
Low-Income Energy	*19,849,342*
Mental Health	9,855,277
Substance Abuse Prevention/Treatment	36,455,601
Child Care and Development	248,828,500
Temporary Assistance to Needy Families	373,110,978
Maternal and Child Health	*17,019,434*
Preventive Health Services	*5,579,482*

Appropriates federal block grant funds to DENR for the fiscal year ending June 30, 2002, according to the following schedule:

Community Development	$45,000,000

PART VI. General Provisions

Appropriations Efficiency Review. Requires the Appropriations Committees to apply zero-base budgeting principles in evaluating the fiscal functions and funding needs of state agencies during the interim period between the 2001 General Assembly and the 2002 Regular Session of the 2001 General Assembly.

Limitations of Agency Legislative Liaison. Deletes provision that prohibits a state department from employing more than two lobbyists.

Reserve to Implement the Health Insurance Portability and Accountability Act (HIPAA). Reduces appropriation from $30 million to $10 million. Permits the Office of State Budget and Management to spend up to $1.5 million before it reports on either the strategic plan it develops to implement HIPAA or the actual and projected monthly cash requirements for the 2001-2002 fiscal year and beyond.

Limitations on Use of State Aircraft. Deletes provisions.

Attorney General Reporting of Pending Lawsuits. Deletes requirement that Attorney General report on the potential liability to the state of all pending lawsuits.

Private License Plates on Publicly Owned Motor Vehicles. Clarifies that municipal vehicles used for transporting, apprehending, or arresting persons charged with violations of the law are exempt from the requirement that publicly owned vehicles be marked under GS 14-250. Restores duties under GS 20-39 to the Comm'r of Motor Vehicles (rather than Sec'y of Transportation).

Fund Salaries and Related Employer Contributions at Less than 100% of Budgeted Requirements. Authorizes the Office of State Budget and Management to allocate to state departments and agencies an average rate of 98.5% of the budget necessary to support salaries, wages, and related employer contributions for social security and retirement. Deletes exception for state colleges and universities.

Extend the Commission to Address Smart Growth, Growth Management, and Development Issues. Changes reporting date to Sept. 1, 2001.

Masters Level Internships in State Agencies. Authorizes each state department, agency, and institution to establish paid internships for recent graduates of in-state Masters of Public Administration and Masters of Public Policy Programs.

Application of Tort Claims Act to Bus Drivers. Amends GS 143-300.1(d) as title indicates. Appropriates $250,000 for fiscal year 2001-2002 and $250,000 for fiscal year 2002-2003 for implementation.

PART VII. Department of Administration

Veteran's Scholarship Program. Amends GS 165-20(3) to extend eligibility to high school seniors.

Study State Capitol Security Services. Authorizes the Legislative Research Commission to study the provision of security in the State Capitol area.

Domestic Violence Commission Staffing. Requires the Sec'y of the Dept of Administration to, at a minimum, assign an employee from the North Carolina Council of Women to serve as Deputy Director of the Comm'n. Provides that the person assigned to serve as Deputy Director must have the education, experience, and other qualifications necessary for the position.

PART VIII. Office of Administrative Hearings – no change.

PART IX. Office of the State Auditor – no change.

PART X. Office of the State Controller – no change.

PART XI. Department of Cultural Resources – no change.

PART XII. Office of the Governor

Creation of the North Carolina Advisory Commission on Military Affairs. Makes technical changes to the membership provisions. Deletes provisions regarding expenses for the Comm'n.

Transfer the Center for Geographic Information Analysis/Geodetic Survey and the Statewide Floodplain Mapping Unit. Deletes provisions.

PART XIII. Office of State Personnel – no change.

PART XIV-A. General Government

Reduce Journal Printing/Session Laws Technical Corrections. Amends GS 147-45 to provide that agencies or institutions entitled to more than one copy of the Session Laws and Senate and House Journals will receive one copy in hardbound format and the remainder in electronic format unless additional hardbound copies are requested by August 1. Provides that state Senators and Representatives will only be entitled to copies of the journals if they request a copy in writing by Aug. 1.

PART XIV-B. State Board of Elections

Early Voting Funds/Grants. Permits the State Board of Elections to make grants to the following counties, which provided additional one-stop absentee voting sites in the 2000 General Election at locations other than the county board of elections office or the county courthouse: Buncombe ($15,000); Chatham ($5,000); Durham ($10,000); Edgecombe ($5,000); Lenoir ($10,000); Orange ($5,000); and Wake ($10,000).

PART XIV-C. Department of State Treasurer

Investment and Banking Division of Department of State Treasurer/Receipt Supported. Amends GS 147-68.1 and GS 147-69.3(f) as title indicates.

PART XIV-D. Department of Revenue

Project Collect Tax. Provides that funds appropriated for Project Collect Tax will be transferred to a separate fund code in the Department's budget.

PART XV. Information Technology

State Intellectual Property Assets/Nongovernmental Organizations. Deletes provisions of new GS 66-58.21, 66-58.22 and 55A-18-01 and amendments to GS 55A-13-01, 55A-8-31, and 55A-8-42.

State Agencies to Report on Intellectual Property. Requires state agencies to provide written evaluations to the Governor, Joint Legislative Commission on Governmental Operations and the Chairs of the House of Representatives Science and Technology Comm'n and the Senate Information Technology Comm'n of the following issues: (1) if a proposed or pending transaction involves the transfer of patentable intellectual property developed by state employees (a) the nature of the state's interests in the patentable intellectual property, (b) the potential value of the state's interest in the patentable intellectual property and (c) how to best protect the state's interest in the patentable intellectual property or (2) if the proposed or pending transaction involves the release of

state grants or loans to a non-state entity, the extent to which the transfer of intellectual property might affect the public purpose of the state's financial aid to the non-state entity. Provides exception for The University of North Carolina and its constituent institutions, the North Carolina Community College Systems, and their respective employees. Makes other technical changes.

Security Standards for State information Technology. Amends GS 147-64.6(c) to clarify that the State Auditor should consult and coordinate with the State Chief Information Officer as part of the assessment and report on the security practices of agency information technology systems. Provides that the Auditor will issue public reports on the general results of reviews, but may also provide more detailed reports directly to agencies. Exempts the Auditor from the provisions of Art. 3 of Ch. 143 of the General Statutes regarding the retention of contractors.

Study State Use of Contractors for Information Technology. Changes to April 1, 2002, the date by which the study group must report to the Joint Legislative Comm'n on Governmental Operations and the Joint Select Committee on Information Technology. Adds provision requiring the study group to compare the costs of outsourcing discrete functions and activities. Amends GS 143-23 to authorize a state agency, with the approval of the Director of the Budget, to increase the amount of salaries and related expenses available for hiring information technology workers if the agency correspondingly reduces the amount in its budget allocated to contracting for information technology services. Deletes requirement that the Office of the State Controller establish an account for IT Contractual services.

Office of State Controller to Establish Accounts for Computer Networking/Telecommunications Service Billing for State Agencies. Requires agencies to develop a process to capture computer networking costs without redundancy. Deletes provision requiring the Office of State Controller to establish separate account to capture networking costs. Requires agencies to provide an interim report by Dec. 1, 2001, and final report by May 1.

E-procurement/Procurement Card Program. Deletes amendments to GS 143-48.3. Adds new provision to GS 143.49 to establish and maintain a procurement care program for state agencies, community colleges, constituent institutions of The University of North Carolina and local school administrative units. Provides that all orders made pursuant to GS 143-49 and exceeding $250 will be issued electronically through the statewide program when it becomes available.

North Carolina Information Highway Sites. Requires the Office of Information Technology Services to ensure that funds are efficiently utilized.

Reduction in Expenditures Based on its Rate Reductions. Reduces the amount of the reduction to $4 million.

PART XVI. Housing Finance Agency—no change.

PART XVII. Department of Agriculture and Consumer Services—no change.

PART XVIII. Department of Labor

Labor Department/Elevator Inspection Fee Recipients. Provides for a reduction of at least $262,261 for the 2001-2002 fiscal year and $968,823 for the 2002-2003 fiscal year if S 897, H 1430, H 1057, or other substantially similar legislation becomes law. Directs the Director of the Budget to reduce appropriations to the Dep't of Labor as provided in GS 143-25 if the actual receipts from any new legislation are greater than the proposed reductions in appropriations.

PART XIX. Department of Environment and Natural Resources

Grassroots Science Program. Increases appropriation to $3,204,520 from $3,004,520.

DENR Study of Environmental Permitting Process. Clarifies that the study will include the State Water Quality Certification and National Pollutant Discharge Elimination System wastewater discharge permitting processes in the Division of Water Quality, the Coastal Area Management Act permitting process in the Division of Coastal Management, and the sedimentation and erosion control plan approval process in the Division of Land Resources.

Reallocate Town Fork Creek Funds. Reallocates $541,690 to Stokes County Water and Sewer Authority for the Germantown project and $893,560 to the Stokes County Water and Sewer Authority for the Walnut Cove/Industrial Site Connection Project. Effective June 30, 2001.

Fair Geographic Representation in Appointments to the Environmental Management Commission. Requires appointing authorities to make every effort to ensure fair geographic representation of the Comm'n.

DENR Position for Scrap Tire Program. Authorizes the Dep't to use funds in the Scrap Tire Disposal Account to support a position to provide regulatory assistance to local governments in developing programs to prevent out of state scrap tires from being disposed of in the state and completing clean up of nuisance tire collection sites.

PART XX. Department of Commerce

Wanchese Seafood Industrial Park Funds/Oregon Inlet Funds. Deletes provisions.

Worker Training Trust Fund Appropriations. Appropriates $5,930,016 for fiscal 2001-2002 to the Employment Security Comm'n, rather than the Dep't of Commerce, for the operation of local offices Appropriates $2,166,047

for fiscal year 2001-2002 to the Dep't of Commerce, rather than the Community Colleges System Office, for the Employment and Training Grant Program. Appropriates $941,760 for 2001-2002 to the Dep't of Labor, rather tha the Community Colleges Systems Office, for customized training.

North Carolina Technological Development Authority, Inc., Reporting Requirements. Makes provisions applicable to the Yadkin Pee/Dee Lakes Projects, Inc., North Carolina Real Enterprises, and World Trade Center North Carolina.

Transfer Common Follow-Up Evaluation from OSBPM to ESC. Amends GS 96-32 and 96-35 as title indicates.

ESC to Expand Reed Act Funds. Authorizes the Employment Security Commission to spend $2,136,746 for 2001-2002 for employment insurance administration.

North Carolina Global Center Funds. Authorizes the North Carolina Global Center to use up to $300,000 of the funds appropriated for general operating purposes.

Restore Name of ABC Complex. Restores name of facility located at 3322 Garner Road in Raleigh to "The Marvin L. Speight, Jr., North Carolina ABC Commission Office & Warehouse Complex."

PART XXI. Department of Health and Human Services

DHHS Regional Offices. Deletes mandate that the Dep't reduce its regional, district, field, and satellite offices. Adds requirement that Dep't provide an inventory of all offices located in Wake County.

Prescription Drug Assistance Program Management. Makes technical changes.

Coordination of Access to Pharmaceutical Company Prescription Drug Programs. Requires coordination wit other prescription drug assistance programs in the Dep't. Requires that pharmaceutical company programs register with the Dep't.

Adult Care Home Reimbursement Rates Implementation. Authorizes, but does not require, the Dep't to implement the recommendations in the March 2001 performance audit report conducted by the Dep't of the State Auditor.

Transfer Power and Duties of the Child Care Commission to the Social Services Commission and Abolish the Child Care Commission. Deletes provisions.

Intervention Services Unit. Deletes provisions.

Centralized Contracts Unit. Provides that the Dep't will create a centralized unit responsible for department contracts and contracting functions.

Family Support Services. Provides that the Dep't will coordinate all family support contracts and activities.

HIV/AIDS Prevention Initiative. Requires the Dep't to coordinate efforts to enhance awareness, education, and outreach with the NC AIDS Advisory Council, NC Minority Health Advisory Council, representatives of faith communities, representatives of nonprofit agencies and other state agencies. Provides that the Dep't will report on its progress by March 15, 2002, to the Senate Appropriations Committee on Health and Human Services, the House of Representatives Appropriations Committee on Health and Human Services and the Fiscal Research Division.

Office of Economic Opportunity. Transfers Offices of Economic Opportunity from the Office of the Secretary to the Division of Social Services.

DHHS Support to Local Government. Clarifies intent of General Assembly that Dep't will continue to provide human resources assistance to local governments notwithstanding loss of related positions in the Regional Personnel Offices.

Medicaid Program. Increases professional services fees on drugs to five dollars ($5.00) per prescription. Provides that payments for physician and other practitioner services shall be the lesser of 100% of the current Medicare payment amount or the Medicare payment amount in effect on Jan. 1, 2001. Provides that coverage policy for services defined by the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services under paragraphs 22a. and 22b.2 will be established by the Division of Medical Assistance. Requires th Division of Medical Assistance to use the latest audited cost reporting data available when establishing Medicaic provider rates or when making changes to the reimbursement methodology.

Medicaid Definition of Medical Necessity Exempt From Rule Making Under APA; Determination of Medical Necessity. Requires the Dep't to notify all Medicaid providers of proposed amendments to the definition of "medical necessity" 30 days prior to the adoption of the amended definition or application.

NC Health Choice. Amends GS 108A-70.18 to define "uninsured" as an applicant for Program benefits who is not covered under any private or employer-sponsored comprehensive health insurance plan on the date of enrollment.

Medicaid Cost Containment and Growth Reduction. Provides that the Division of Medical Assistance will not adjust reimbursement rates to levels that would cause Medicaid providers to be out of compliance with certification requirements, licensure rules, or other mandated quality or safety standards.

Medicaid Cost-Containment Reserve. Reduces reserve to $1 million for each year of the 2001-2003 fiscal biennium. Requires the Dep't to implement a pharmacy management plan to achieve anticipated cost saving of $14 million in the 2001-2002 fiscal year and $26 million in the 2002-2003 fiscal year.

TBI Medicaid Waiver. Directs the Dep't to develop and seek approval from the Health Care Financing Administration for a Home and Community-Based Medicaid Waiver for individuals with traumatic brain injury Requires approval from the General Assembly to implement the waiver.

Special Assistance Demonstration Project. Directs the Dep't to apply for a sec. 1115 Medicaid Waiver to provide medical assistance for no more than 1000 individuals, who are living in their own homes and who are receiving supplemental State/County special assistance payments on a pilot basis. Provides that individuals enrolled in the demonstration project must receive the same payment amount as received by recipients of Special Assistance who are residents of adult care homes. Limits eligibility to individuals whose incomes exceed 100% of the federal poverty level and who would otherwise qualify for State/County Special Assistance as a resident of an adult care home. Requires approval from the General Assembly to implement the waiver.

Funds for Alzheimer's Association Chapters in North Carolina. Appropriates $75,000 in fiscal years 2001-2002 and 2002-2003 to the Western Carolina Alzheimer's Chapter and $75,000 in fiscal years 2001-2002 and 2002-2003 to the Easter NC Alzheimer's Chapter. Deletes appropriation to Southern Piedmont Alzheimer's Chapter.

Extend Adult Care Home Moratorium. Deletes provisions.

Child Protective Services. Deletes provisions.

Special Children Adoption Fund. Provides that if the $1 million reserve for payment to participating private adoption agencies has not been spent by March 31, 2002, the Division of Social Services may reallocate those funds to other participating adoption agencies.

Extend Reporting Deadlines—Closing the Achievement Gap. Deletes provisions.

State/County Special Assistance. Increases the maximum monthly rate for residents in adult care home facilities to $1,084 from $1,069.

State Maternity Home Funds. Deletes provisions.

Family Resource Centers. Deletes provisions.

Intensive Family Preservation Services Funding and Performance Enhancements. Deletes provisions

Approve TANF State Plan. Deletes provisions.

Child Support Pilot Program/Enhances Standards. Makes technical changes.

Funds for Child Support Services. Deletes provisions.

TANF Cash Assistance Flexibility; Study Maintenance of Effort. Authorizes the Dep't to adjust TANF allocations to electing counties for the 2001-2002 fiscal year to ensure that counties have an adequate amount of federal funding for Work First cash assistance payments. Requires the Dep't to study the maintenance of effort provisions and other TANF state and federal funding requirements in order to evaluate the ongoing fiscal impact of these requirements on the state, counties, and the Work First program. Requires report on findings and recommendation to General Assembly by March 1, 2002.

Comprehensive Treatment Services Program. Provides that 3% of the funds appropriated for the Comprehensive Treatment Services Program should be placed in reserve to address the specialized needs of children with unique or highly complex problems.

Whitaker School. Deletes provisions.

Mental Retardation Center Transition Plan. Deletes provisions regarding transfer of residents to other state mental retardation centers but provides that the Dep't may not close one or more of the state mental retardation centers unless the closure is enacted by the General Assembly. Provides that nonrecurring savings realized from the implementation of the plan must be deposited to the Reserve for Mental Health Reform and recurring savings must be retained by the Dep't for implementation of the plan and to support recurring costs of additional community-based placements.

Dorothea Dix Hospital. Provides that the Dep't will develop and implement a plan for the construction of a replacement facility for Dorothea Dix. Directs nonrecurring savings realized from the reduction of beds or services to be deposited to the Reserve for Mental Health System Reform and recurring savings to be retained by the Dep't for implementation of the plan and to support recurring costs of additional community-based placements.

Reduce Administrative Costs of Area Mental Health, Developmental Disabilities, and Substance Abuse Authorities. Requires area authorities to reduce administrative costs by 13% (was, 12%) for fiscal 2002-2003 and requires Dep't of Health and Human Services to provide list of area programs at or below targeted 13%.

Services to Multiply Diagnosed Adults. Dep't of Health and Human Services to conduct review by May 1, 2002, of individualized service plans for former Thomas S. class members and for adults whose service plan exceeds $100,000.

Downsizing of Mental Retardation Centers. Eliminates requirement that savings in excess of $4 million be identified and placed in Reserve for Mental Health Reform, and requires that any savings in state appropriations in excess of $2,900,000 that result from reductions in beds or services shall be applied as follows: (1) nonrecurring savings shall be placed in the Reserve for Mental Health Reform, with funds used to facilitate the transition of clients into appropriate, community-based services and support; (2) recurring savings shall be retained by Dep't to support the recurring costs of additional community-based placements in accordance with Olmstead v. L.C. and E.W.

State Psychiatric Hospitals Bed Allocation Plan. Requires Dep't of Health and Human Services to develop and implement a plan that provides for allocation of state psychiatric hospital beds among counties served by state's regional psychiatric hospitals in accordance with decision in Olmstead v. L.C. & E.W. Report by Dep't due to House Appropriations Subcommittee on Health and Human Services, Senate Appropriations Committee on Health and Human *Services*, and Fiscal Research Div'n on Oct. 1, 2001, and March 1, 2002.

Child Care Allocation Formula. Changes allocation formula to provide that one-third of budgeted funds distributed according to number of working mothers with children under age 6 in a county in relation to total number of working mothers with children under age 6 in state (was, one-third of budgeted funds to number of working mothers with children under age 6 whose family income is below 75% of state median income in relation to total number of working mothers with children under age 6 whose family income is below 75% in state). After application of formula, Dep't shall identify that portion of each county's allotment comprised of mandatory Smart Start allotment, with balance of county's formula allotment non-Smart Start federal and state subsidy funds. County's initial allocation shall not be less than the grand total of county's total expenditures for both FSA and non-FSA child care in fiscal 1995-96 plus county's mandatory Smart Start allotment for year in which initial allocation is being prepared. Dept' to study current method and process for allocation in consultation with NC Partnership for Children and NC Association of County Comm'rs and representatives of private for-profit and private non-profit child care providers, and make report by April 1, 2002, to House Appropriations Subcommittee on Health and Human Services, Senate Appropriations Committee on Health and Human Services, and Fiscal Research Div'n.

Early Childhood Education and Development Initiatives Enhancements. Requires NC Partnership for Children and Dep't of Health and Human Services to develop policies to ensure elimination of local duplication and increased efficiency in administration of child care subsidy fund, unless local partnerships in collaboration with county departments of social services can demonstrate a more efficient plan for administration by January 1, 2002. Requires NC Partnership for Children to develop a policy to allocate reduction of funds for Early Childhood Education and Development Initiatives for fiscal 2001-01 and reduces administration by 7% for fiscal 2000-01. Amends GS 143B-168.13(a)(6) to provide that Dep't may (was, shall) use funding formula as basis for determining full funding amounts for each local partnership. Provides that notwithstanding funding formula, state shall consult with NC Partnership for Children to evaluate feasibility of developing a revised funding formula taking into consideration all relevant funding used by state, local human services agencies and program, and local partnerships to provide services and assistance to children under age five and their families.

Early Childhood Education and Development Initiatives Evaluation. Eliminates from list of purposes for funds transitioning of local partnerships' data compilation responsibilities to Dep't.

Development of More at Four Pilot Program. Of funds appropriated to Dep't of Health and Human Services, $6,456,500 of each year of fiscal 2001-03 biennium to be used to develop and implement More at Four program. Requires creation of More at Four Pre-K Task Force in Dep't, and requires Dep't, in conjunction with Dep't of Public Instruction, to develop pilot prekindergarten program for at-risk four-year-olds, and sets forth requirements for pilot program. Dep't of Health and Human Services, Dep't of Public Instruction and Task Force to report by Jan. 1, 2002, and May 1, 2002, to Joint Legislative Comm'n on Governmental Operations, Joint Legislative Education Oversight Committee, Senate Appropriations Committee on Health and Human Services, and House of Representatives Appropriations Subcommittee on Health and Human Services on program in complying with act, with final report to 2003 General Assembly.

Closure of Central North Carolina School for the Deaf at Greensboro. Eliminates provision to immediately close NC School for the Deaf at Greensboro.

Closure of Eastern North Carolina School for the Deaf at Wilson and the North Carolina School for the Deaf at Morganton. Deletes this provision and replaces it with *Residential Schools for the Deaf.* Requires Dep't of Health and Human Services to assess educational needs of current students at Eastern North Carolina School for the Deaf at Wilson and the North Carolina School for the Deaf at Morganton, including identification of resources needed to educate these children within public school system and prepare educational plan of transition for each student, with report by Dep't by March 15, 2002, to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Div'n.

Preschool Programs for the Deaf. Provides that Dep't shall transition the children at state-operated preschool programs for the deaf to other preschool services by Oct. 1, 2002.

Immunization Program Funding. Funds for immunization efforts may not be used to fund additional State positions in Dep't, except for contracts to develop an automated immunization registry or with local health dept's for outreach.

Adolescent Pregnancy Prevention Initiatives. Deletes proposed revisions to GS 130A-131.15A. Requires Dep't to administer adolescent pregnancy prevention programs and adolescent parenting programs as provided in bill, with programs to include primary prevention efforts, secondary prevention efforts, and special initiatives. Comm'n for Health Services may adopt rules to implement programs. State-level administrative costs for programs may not exceed 10% of total funds. Dep't to target grants to counties with highest teen pregnancy rates, increasingly higher rates, high rates within demographic subgroups, or greatest need for parenting programs. Programs not required to provide cash match for funds, but Dep't may require in-kind match. Local adolescent pregnancy prevention councils encouraged but not required for program funding, but state funds may not be used for these activities.

AIDS Drug Assistance Program. Beginning July 1, 2002, eligibility for participation in ADAP extended to individuals with incomes up to 200% of federal poverty level. Revises content and format of reports to be made to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Div'n.

Division of Public Health Reorganization Deletes provisions on elimination of Oral Health Section and consolidation of nurse consultant positions and health educator positions. Requires new permanent full-time position in Div'n of Public Health for Local Health Services section chief. Requires report by Oct. 1, 2001, to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Div'n.

Division of Public Health Nurse Consultant and Public Health Educator Consolidation. Dep't to evaluate all nurse consultant positions and all health educator positions to determine need for generalist or specialty consultation, and transfer funds in Div'n to support these services.

Access to Oral Health Care. Deleted.

Contractual Services Limitation. Dep't to maintain adolescent pregnancy prevention and adolescent parenting program database created via contract and shall not continue to contract for database management, development, or analysis. Of funds appropriated to Dep't, no more than $25,000 may be spent to transition database from contractor to Dep't. Dep't may not spend more than $25,000 of appropriated funds to complete longitudinal adolescent parenting program evaluation, and shall not contract for additional evaluation or assessment of program or adolescent pregnancy prevention program during fiscal 2001-02. Dept' to report by March 1, 2002, to Senate Appropriations Committee on Health and Human Services, House of Representatives Appropriations Subcommittee on Health and Human Services, and Fiscal Research Div'n.

Prescription Drug Initiatives Grant Funds. Health and Wellness Trust Fund Comm'n to include criteria for awarding grants to expand access to prescription drugs to senior and disabled citizens, with annual report to include implementation of this provision.

PART XXII. JUDICIAL DEPARTMENT

Report on Community Mediation Centers. Adds GS 7A-38.6(j) to provide that each community mediation center receiving state funds shall function as, or as part of, a nonprofit organization or local government entity. If nonprofit, must have governing board of directors consisting of significant number of citizens from surrounding community.

Eliminate Vacant Superior Court Judgeship in District 4B. Adds superior court judgeship in District 24 (Avery, Madison, Mitchell, Watauga, Yancey Counties) effective Oct. 1, 2001, with term expiring Dec 31, 2002.

Authorize Family Drug Treatment Courts to Serve Addicted Parents of Abused and Neglected Children and to Serve Substance-Abusing Juvenile Offenders Who Come under the Court's Jurisdiction. Deleted.

Assistant Public Defender Longevity/Office of Indigent Defense Services Corrections. Adds conforming amendments to GS 153A-212.1, GS 160A-289.1, and SL 2000-67, sec. 15.4(h).

Assistant Public Defenders/Public Defender Office Personnel. Increases allocation of funds from Indigent Persons' Attorney Fee Fund to Office of Indigent Defense Services for each year of fiscal 2001-03 biennium from $238,884 to $477,768 to establish up to six new assistant public defender positions, and increases allocation fro same source from $170,145 to $283,575 to Office for each year of fiscal 2001-03 biennium to establish up to five new legal assistant, paralegal, investigator, or administrative assistant positions.

Dedicate a Portion of Court Costs to Provide Access to Civil Justice. Deleted.

Pisgah Legal Services Funds. Allocates to Pisgah Legal Services that share of state funds that would otherwise have been provided through Legal Services of North Carolina to Appalachian Legal Services to serve eligible clients in Buncombe, Henderson, Madison, Polk, Rutherford, and Transylvania Counties.

Authorize Additional Magistrates. Increases by one number of magistrates in Brunswick and Columbus Counties.

Add District Court Judgeship in District Court 10. Increases by one number of district court judges in Wake County, effective Dec. 1, 2001.

PART XXIII. DEPARTMENT OF JUSTICE

Study Fee Adjustment for Criminal Records Checks. Adds provision requiring Dep't of Justice to report by January 15 each year to Joint Legislative Comm'n on Governmental Operations, Chairs of Senate and House Appropriations Committees, and Chairs of Senate and House Appropriations Subcommittees on Justice and Public Safety on receipts, costs for, and number of criminal records checks performed in connection with applications for concealed weapons permits, and number of applications received and approved for firearms safety courses.

Criminal Justice Information Network Report/Add Representative from the Department of Juvenile Justice and Delinquency Prevention to the Board. Amends GS 143-661(b)(1) to increase from three to four number of members appointed by Governor to Board and to include one member who is an employee of the Dep't of Juvenile Justice and Delinquency Prevention.

Provide for Collection of Traffic Law Enforcement Statistics on Stops Made by Certain Local Law Enforcement Agencies. Deleted.

Attorney General Retain Receipts. Deleted.

Drug Education Program Training/Review. Deletes funding provision and provides that State Bureau of Investigation shall collaborate with Criminal Justice Standards Division of Dep't of Justice in administering DARE program.

Abolish Office of Inspector General. Repeals Chap. 114, Art. 6 of General Statutes effective January 1, 200

PART XXIV. DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION

Transfer of Persons to and From Butner Facilities. Deleted.

S.O.S. Administrative Cost Limits and Repeal Conference Requirement. Increases funding authorized to S.O.S. Program from $450,000 to $550,000 for each year of fiscal 2001-03 biennium.

Juvenile Crime Prevention Council Grant Reporting, Certification, and Funding of Research-Based Programs. Deletes requirement that Dep't report on effectiveness of programs funded by county Juvenile Crime Prevention Councils and replaces it with requirement that Dep't establish and implement a system to collect and report on information and data regarding the expenditures and impact of the Juvenile Crime Prevention Council formula grant funds, and to develop standards for measuring success factors following intervention. Report on progress of establishment of system to be made to Chairs of Appropriations Committee of Senate and House of Representatives, Chairs of Joint Legislative Corrections, Crime Control, and Juvenile Justice Oversight Committee, and Fiscal Research Div'n by April 1, 2002, with system implementation by June 30, 2003.

Reports on Certain Programs. Adds requirement that Communities in Schools report by April 1 of each yea to Chairs of Appropriations Committee of Senate and House of Representatives, Chairs of Joint Legislative Corrections, Crime Control, and Juvenile Justice Oversight Committee, and Joint Legislative Education Oversigl Committee.

Funding of Teen Court Programs. Deleted.

Continue Cumberland Juvenile Assessment Center. Deletes sunset provisions to permit continuation of Juvenile Assessment Center Project in District Court District 12.

Teen Court Guidelines Codified. Adds GS 143B-520 to provide that teen court programs shall operate as community resources for diversion of juveniles with trial by jury of other juveniles, and permits operation as resources to local school administrative units. Requires teen court programs to make annual reports on expenditure of funds and other data to Dep't of Juvenile Justice.

Youth Development Center Plans. Before closing any Youth Development Center or housing units at any Center, Dep't shall develop a long-range plan for operation of Centers. Plans to be presented to Chairs of Appropriations Subcommittees on Justice and Public Safety of Senate and House of Representatives and Chairs of Joint Legislative Corrections, Crime Control, and Juvenile Justice Oversight Committee by March 1, 2002.

Transfer Funds and Positions to the Dep't of Health and Human Services. Transfers $248,435 from Dep't of Juvenile Justice and Delinquency Prevention to Dep't of Health and Human Services for six police officer positions at Black Mountain Center and Julian F. Keith Alcohol and Drug Abuse Treatment Center.

PART XXV. DEPARTMENT OF CORRECTION

Use of Closed Prison Facilities. Deletes provision on alternative uses of Blue Ridge Correctional Center and Impact Facilities.

Extend Limits of Confinement for Terminally Ill and Permanently and Totally Disabled Inmates. Deleted.

Medium Custody Road Crew Compensation. Increases funding for fiscal 2001-03 biennium from $8.5 million to $10 million.

Clarify the Law Providing for Compensation to Persons Erroneously Convicted and Increase the Amount of Compensation Allowed. Deleted.

Scotland Work Release Program. Deleted.

Change References to the Division of Adult Probation and Parole to the Division of Community Corrections Deleted.

Modification of Funding Formula for the North Carolina State-County Criminal Justice Partnership Formula/Unexpected Balance Reversion. Amends GS 143B-273.15 to rewrite formula, with 20% based on fixed equal dollar amount for each county, 60% based on the county share of the state population, and 20% based on the supervised probation admissions rate for the county. Requires $1 million of unexpected cash balance of State-County Criminal Justice Partnership Account to revert to General Fund on June 30, 2002, and $1 million to revert on June 30, 2003.

Exemption from Licensure and Certificate of Need. Adds GS 148-19.1 to provide that inpatient chemical dependency or substance abuse facilities that provide services exclusively to inmates of the Dep't of Correction shall be exempt from licensure by Dep't of Health and Human Services. Makes conforming change to GS 122C-22(a) and GS 131E-184(d).

Report on Probation and Parole Caseloads. Deletes requirement that report include projected impact of new officer classifications and procedures on operating and equipment expenditures of Div'n of Community Corrections.

Impact Program. Of funds appropriated to Dep't of Correction for fiscal 2001-03 biennium, $4,866,759 for 2001-02 and $4,500,955 for 2002-03 shall be used for residential programs for probationers, including the IMPACT boot camp program. Dep't to report to Chairs of the House of Representatives and Senate Appropriations Subcommittees on Justice and Public Safety and to the Joint Legislative Corrections, Crime Control, and Juvenile Justice Oversight Committee by Oct. 1, 2001 on plans to implement reduction in funding for IMPACT program.

Charges for Inmate Health Care. Sets rates for hospital facilities operated by constituent institutions of UNC for providing health care services to inmates. Rate study to be made by Dep't with report by April 1, 2002, to Chairs of the House of Representatives and Senate Appropriations Subcommittees on Justice and Public Safety and to the Joint Legislative Corrections, Crime Control, and Juvenile Justice Oversight Committee.

Sites for Close Security Prisons. Dep't of Administration to select Alexander and Scotland Counties as sites for two new close-custody correctional facilities.

PART XXVI. DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY

Eliminate Department of Crime Control and Public Safety/Relocate Divisions. Deleted.

Amend the Crime Victims Compensation Act by Increasing Reimbursement for Funeral Expenses and Work Loss and by Providing that Work Loss Includes Lost Wages for Time Spent in Court and Court-Related Transportation Costs. Deleted.

Report on Butner Public Safety. Deleted.

Boxing Comm'n Reports/Funds Do Not Revert. Provides that if GS Ch. 143, Art. 68, is recodified as Chapter 85D of General Statutes, then GS 85-D12 added to require NC State Boxing Comm'n to report by April 1 of each year to report to Chairs of the House of Representatives and Senate Appropriations Subcommittees on Justice and Public Safety and to the Joint Legislative Corrections, Crime Control, and Juvenile Justice Oversight Committee.

Transfer Community Service Work Program and Terminate Vacant Positions. Sec'y of Dep't of Crime Control and Public Safety and Sec'y of Dep't of Correction to develop reorganization in which Community Service Work

Program is merged with Div'n of Community Corrections in Dep't of Correction, effective January 1, 2002. Report by both Sec'ys to Chairs of Senate and House of Representatives Appropriations Committees, Chairs of Senate and House of Representatives Appropriations Subcommittees on Justice and Public Safety, and Fiscal Research Div'n by Oct. 1, 2001.

Termination of Certain ALE Positions. Requires termination of four positions by June 30, 2002 with report to Chairs of Senate and House of Representatives Appropriations Committees, Chairs of Senate and House of Representatives Appropriations Subcommittees on Justice and Public Safety, and Fiscal Research Div'n by May 1, 2002.

PART XXVII. DEPARTMENT OF TRANSPORTATION

Western North Carolina Amtrak Thruway Bus Service Operations and Station Right-of-Way Acquisition Funds. Replaces $1 million transfer of remaining unencumbered funds to Highway Fund with $520,000 reversion

Department of Transportation to Negotiate on Western North Carolina Rail Service. Dep't to negotiate with Norfolk Southern Corporation on use of tracks to provide Western North Carolina rail service, with report every si months, beginning Jan. 1, 2002, to Joint Legislative Comm'n on Governmental Operations and annual report to General Assembly on progress.

State Highway Patrol/Division of Motor Vehicles Enforcement Consolidation Study. Deleted.

Change Statutory References to "Commissioner of Motor Vehicles." Deleted.

Asphalt Pavement Recycling. Deleted.

Department of Transportation Authorized to Establish an Escort Driver Certification Program/Issuance of Initial Identification Cards, Learner's Permits, and Drivers Licenses. Amends GS 20-7(b1) to provide that all initially issued identification cards, learner's permits, or drivers licenses shall be mailed to the address supplied b the applicant by first class mail within ten days of application date, with Div'n to issue temporary identification cards, learner's permits, or drivers licenses valid for 15 days.

Some State Aircraft Operations Consolidated. Deleted.

Contract Agent Rate Increase. Amends GS 20-63(h) to provide that commission contracts shall provide for payment on a per transaction basis. Collection of highway tax shall be considered a separate transaction for which $1.27 shall be paid, and performance of one or more of remaining listed transactions shall be considered a single transaction for which $1.43 shall be paid.

Issuance of Temporary Rules Governing Minimum Criteria Transportation Projects. Amends GS 150B-21.1(a6) to permit temporary rules for cited purpose.

Dep't of Transportation Productivity Pilot Programs. Authorizes two pilot programs to test incentive pay for employees as a means of increasing efficiency and productivity. One program to involve highway resurfacing program with incentive pay to come from budget allocation up to one-fourth of one percent, other program to be selected by Dep't, with up to $25,000 used from existing budgets for incentives.

Dep't of Transportation Cash Flow Management. Adds GS 147-86.15 to permit State Treasurer to combine balances of Highway Fund and Highway Trust Fund for cash management purposes. Adds GS 136-176(a1) to permit Dep't to use $200 million in fiscal 2001-02 and $150 million in each year of fiscal 2002-04 biennium of cas balance of Highway Trust Fund for primary route pavement preservation, preliminary engineering costs, and computerized traffic signal systems. Adds GS 136-176(a2) requiring Dep't to certify to Joint Legislative Transportation Oversight Committee each year by November 1 that use of Highway Trust Fund cash balances fo these purposes will not adversely affect delivery schedule for Trust Fund projects in 2002-08 Transportation Improvement Program.

State Tire Retreading Contract. Requires Purchase and Contract Division of Dep't of Administration to contract for tire retreading as specified in bill.

State Highway Patrol to Report to Legislative Oversight Committees on Budgetary Matters. Highway Patrol to report to Joint Legislative Transportation Oversight Committee and Joint Legislative Corrections, Crime Contro and Juvenile Justice Oversight Committee on revenues, expenditures, and other budget related matters on quarterly basis.

Legislative Research Commission to Study Nonbetterment Utility Relocation Costs in Highway Construction. Authorizes cited study.

Department of Transportation to Evaluate the Locations of Proposed Public and Private Schools to Enhance Traffic Operations and Safety. Adds GS 136-18(29a) to give Dep't of Transportation authority to coordinate with all public and private entities planning schools to provide written recommendations and evaluations of driveway access and traffic operational and safety impacts on the state highway system resulting from development of proposed sites. Dep't to provide written evaluation and recommendations within 60 days, but public or private entities planning schools are not required to meet recommendations made by Dep't.

Regional Public Transportation Authority Capital Reserve Fund Accumulation. Adds GS 160A-613(c) to permit Board of Trustees to accumulate money for capital reserve fund.

North Carolina Railroad Funds. Of funds appropriated to Dep't of Transportation Public Transportation Div'n for new start projects for fiscal 2001-02, up to $1 million shall be used for projects designated by NC Railroad Board of Directors. Of funds appropriated to Dep't of Transportation Rail Div'n for fiscal 2001-02, up to $5.3 million shall be used for projects designated by NC Railroad Board of Directors.

PART XXVIII. PUBLIC SCHOOLS

Supplemental Funding in Low-Wealth Counties. Adds as permissible use of funds payment of up to $10,000 of plant operation contract cost charged by Dep't of Public Instruction for services.

Instructional Support Personnel Salary Schedules. Amends GS 115C-325(a)(6) to include in definition of "teacher" individual who is paid either as a classroom teacher or instructional support personnel.

Fairness in Testing Program. Amends GS 115C-47(39) to provide that local policy provides child's parent or guardian the right to appeal decision to retain child at grade level or go to summer school to the local board. Amends GS 115C-105.41 to provide that focused intervention and accelerated activities should include research-based best practices that meet needs of students, and may include coaching, mentoring, tutoring, summer school, Saturday school, and extended days, and that parents should be included in implementation and review of personal education plans. Adds GS 115C-105.48(c) to provide that when a student is placed in an alternative school or alternative learning program, referring school shall continue to be held accountable for student's educational performance and growth, but that alternative school may also be held accountable.

Study of Programs for Initially Certified Teachers. Changes title to Additional Support for Initially Certified Teachers and grants them up to three days of approved paid leave during their second year of employment to work on their performance-based products or to consult with their mentors. If teachers have not successfully completed the performance-based requirements by their third year of employment, they shall receive up to three days of approved paid leave to complete all requirements

RESA Funds Shall Be Used for Staff Development. Deleted.

Study Textbook Distribution System. Previous proposals gave the State Board of Education the authority to contract for an analysis of the textbook distribution system for local schools. The analysis must include consideration of a number of different factors. The Committee Substitute adds to that list of factors consideration of whether the Textbook Commission should be eliminated or restructured to improve local control of textbooks and ways to minimize errors in textbooks.

Guidelines for Charter School Enrollment. Deletes provision that states that a material revision of the charter application occurs when the school experiences an enrollment growth of more than 10%. Modifies the circumstances under which enrollment growth constitutes a material revision of the charter application that requires the approval of the State Board.

Pregnant Children. Deleted.

Closing the Achievement Gap. Amends GS 115C-105.35 by adding as a primary focus for the School-Based Management and Accountability Program preparing children to read at grade level and instilling an enjoyment of reading before students enter second grade. The provision also adds to previous proposed amendments to the statute that require consideration of a "closing the achievement gap" component in measuring growth in student performance for each school. This provision further requires that the "closing the achievement gap" component be measured for each subgroup in a school's population to ensure that all subgroups are meeting state standards. Amends GS 115C-105.20(a) by adding a statement that, in order to accomplish the public schools' mission of challenging each child to learn, achieve, and fulfill his or her potential, the public schools must prepare children to read at grade level and enjoy reading before they enter second grade. Amends GS 115C-105.27 by adding new subdivision (1a). This new subdivision states that strategies for improving student performance shall include a plan to ensure that all children are prepared to read at grade level and enjoy reading before entering second grade for those schools that are elementary schools that serve kindergarten and first grade students. The provision further adds that the reading plan should entail the use of assessment instruments to monitor students' progress in learning to read. Adds new GS 115C-105.37 to establish a procedure by which the State Board of Education can identify schools in which kindergarten and first grade students are not being adequately prepared to read. Subsection (a) identifies the targeted schools as those in which more than 5% of kindergarteners are not performing at grade level on assessments of reading readiness and/or 5% of first graders are not performing at grade level on reading assessments.

Funds to Nonprofit School Agencies. Deleted.

Study of Salary Differentials for Instructional Personnel and for Instructional Support Personnel. Provides that the Joint Legislative Education Oversight Committee will conduct salary differential study for instructional

personnel. Requires the Committee to consider the correlation between student performance and salary differentials and in assessing salary differentials to examine differences based on degrees, national certification, and years of service. Provides that Joint Legislative Education Oversight Committee will also conduct salary differential study for instructional support personnel (Senate version included both instructional and noninstructional support personnel).

Funds for Instructional Supplies. Deleted.

NC WISEOWL Website. Requires the Dep't of Public Instruction and the Dep't of Cultural Resources to work collaboratively to ensure the most efficient use of appropriated funds to continue the availability and accessibility of subscriptions on the NC WISEOWL website. The Senate version required that the funds and responsibility for the website be transferred from DPI to the Dep't of Cultural Resources.

Bertie and Rutherford Counties May Acquire Property for Public Schools. Deleted.

Overtime for School Employees. Provides that a person who is employed as both a teacher assistant and a school bus driver, and who works for a combined total of hours that exceeds 40 hours per week, must receive overtime compensation. The employee may receive overtime in the form of overtime pay, at one and a half times the normal rate of pay, or compensatory time off that accrues at time and a half, up to a maximum of 240 hours.

Funds for Teacher Recruitment Initiatives. Allows the use of up to $200,000 of state aid to local school unit funds for strategic planning on teacher recruitment and other key priorities.

Limitation on Use of Kindergarten Funds. Provides that local schools may use teacher positions designated for the reduction of kindergarten class sizes only to hire classroom teachers for kindergarten.

Explornet Audit. Provides that the State Auditor shall audit ExplorNet, Inc., for the 1999-2000 and 2000-2001 fiscal years, and requires that the report demonstrate that the company is capable of managing its finances and has sound financial practices in place before it will receive any additional appropriations of state funds.

PART XXIX. HIGH PRIORITY SCHOOL ASSISTANCE AND ACCOUNTABILITY

Evaluation of Initiatives to Assist High-Priority Schools. Provides that maximum class size in high-priority and continually low-performing schools shall be no more than one student above the allotment ratio in that grade. Provides that State Board of Education may allocate additional teaching positions where maximum class sizes cannot be met.

PART XXX. COMMUNITY COLLEGES

Reorganization of the Human Resources Development Program. Makes technical change and authorizes the adoption of temporary rules to implement the reorganization.

Employment Security Commission Funds. Increases the amount appropriated from the Employment Security Commission Training and Employment Account to the Community Colleges System Office to $28,054,298. Creates an additional appropriation of $7,013,574 from the Employment Security Commission Training and Employment Account to the Employment Security Commission to cover the administrative costs related to reemployment programs and enhanced reemployment services. Creates a procedure for allocating any funds that the state receives in excess of the combined total of the appropriations referred to above. The procedure requires that 80% of excess funds be appropriated to the Community Colleges System Office and 20% of excess funds be appropriated to the Employment Security Commission.

Consolidate and Coordinate Workforce Development Programs. Deleted.

Maintenance of Plant Operations. Makes technical change.

Transfer of Funds to the Savings Reserve Account. Deleted.

Focused Industrial Training Program. Allows the State Board to use up to $100,000 each year of the 2001-2003 biennium to provide workplace safety and training programs for qualifying companies.

Community Colleges System Office Flexibility. Adds new subsections (b) and (c) to GS 115D-3 to give additional flexibility to the Community Colleges System Office by allowing the President to move funds between budget purposes, use up to 10% of lapsed salaries for nonsalary purposes, and retain overhead receipts for nonrecurring expenditures.

Home Schooled High School Students May Take Developmental Courses at Community Colleges. Adds new subsection (n) to GS 115D-5 as title indicates.

PART XXXI. UNIVERSITIES

Teacher Assistant Scholarship Fund. Makes technical changes and requires UNC Board of Governors, State Board of Education, and State Board of Community Colleges to develop and make available in each local school system written information about the teacher assistant scholarship program.

Offer Teacher Education Programs Through Distance Education. Makes any teacher education program offered by a constituent institution eligible to receive funds appropriated for teacher credentialing and education.

The Senate version authorized the funds to be used to establish pilot programs for teacher education at Appalachian State and UNC-Wilmington.

UNC Exempt from State Surplus Property Agency/Retain Receipts from Sale of Recyclable Materials or from Recycling Activities. Deleted.

Masters Ed. Administration at A&T State, NCCU, UNC-Pembroke/Study Possible Pharmacy School at ECSU/Study Possible Dentistry School at ECU and Possible Engineering School at ECU, Western Carolina, and UNC at Asheville. Adds feasibility study for establishing dental school at ECU and engineering schools at ECU WCU, and UNC-A.

UNC Board of Governors May Authorize Management Flexibility for Special Responsibility Constituent Institutions. Deleted.

Progress Board. Rewrites GS 143B-372 to make various technical changes and to increase the size of the North Carolina Progress Board to 24 members (currently 21).

Transfer Chinqua-Penn Plantation Funds. Transfers all "Friends of Chinqua-Penn" funds and gift shop funds from UNC to the Chinqua-Penn Foundation, Inc.

UNC Board of Governors Report on Overhead Receipts. Requires the UNC Board of Governors to report to the Joint Legislative Education Oversight Committee each year on the amount of overhead receipts for the UNC system and the use of those receipts.

PART XXXII. SALARIES AND EMPLOYEE BENEFITS

Community Colleges Personnel/Salary Increases. Deletes the word "average" from the salary increase provisions resulting in a requirement that the Director of Budget provide an annual salary increase of $625 to all qualifying community college employees. As formerly written, the provision required the Director to provide salary increases that would average out to $625 per employee. The provision also deletes the provision requiring the State Board to establish guidelines for providing salary increases to community college personnel.

University of North Carolina System/EPA Salary Increases. Deletes the word "average" from the salary increase provisions resulting in a requirement that the Director of Budget provide an annual salary increase of $625 to all qualifying exempt UNC System employees, except for teachers at the NC School of Science and Math (NCSSM). Deletes the word "average" from the salary increase provision applying to teachers at NCSSM so that all qualifying employees will receive an annual salary increase of 2.86%.

Limit Clean Water Management Trust Fund Administrative Expenses. Deleted.

Amend Salary Reserve. Deleted.

Severance Pay/Salary Adjustment Fund. Provides that the Salary Adjustment Fund shall first be used to pay severance to qualifying employees and that up to $5,000,000 of funds appropriated for legislative salary increases, if not used to make actual salary increases, may be used to supplement the Salary Adjustment Fund

State Employee Health Plan Changes. Deletes the Senate provision allowing the Executive Administrator and the Board of Trustees to increase the deductible and aggregate maximum deductible each year based on changes in the ratio of the CPI-Medical Index. Amends GS 135-40.1(2) to reduce the deductible to $350.00 and the aggregate maximum deductible to $1,050 (these were $400 and $1,200 respectively in the Senate version), and removes the authority of the Executive Administrator and Board of Trustees to make annual increases Amends GS 135-40.4(a) by requiring the plan to honor claims submitted under the plan by a health care provider that does not contract with the plan and mandating that a contract between the Plan and a hospital will become effective no later than 10 days after the hospital delivers the signed contract to the plan. Maintains current exclusion in GS 135-40.5(g) for prescription for growth hormone and weight loss drugs where they are not medically necessary to the health of the member (Senate version deleted this provision). Adds new provision to GS 135-40.5(g) that plan members will not be assessed more than $2,500 in copayments for prescriptions for any given covered individual in a fiscal year. Amends GS 135-40.6 by establishing an aggregate maximum out-of-pocket liability of $4,500 per fiscal year for those under Employee/Children or Employee/Family coverage Amends GS 135-40.6(8)m by changing cardiac rehabilitation coverage to the lesser of $1,800 or 90 days per fiscal year (as opposed to the greater of $1,300 or 60 days under the Senate proposal). Amends GS 135-40.8 by increasing the room accommodation exclusion per confinement from the current $75 to $100. Also adds to that section some additional coverage exclusions for facility fees, emergency room charges and home and skilled nursing visits. Amends GS 135-40.9 by removing coverage caps and providing each covered individual with unlimited maximum lifetime benefits. Amends GS 135-70.6(7)a by deleting the $10 exclusion chargeable under current law for each home, office and skilled nursing visits. Makes technical changes to GS 135-39.5 and 135-39.8. Deletes the Senate's proposed amendments to GS 97-26 related to hospital fees

Salary-Related Contributions/Employers. Increases state's employer contribution rates budgeted for retirement and related benefits to 5.02 % for Teachers and State Employees, 10.02% for State Law Enforcement Officers, and 16.40% for the Consolidated Judicial Retirement System.

Provide Cost-of-Living Increases for Retirees of the Teachers' and State Employees' Retirement System, the Judicial Retirement System, and the Legislative Retirement System. Amends GS 135-5 by adding a new subsection which provides a 2% COLA for retirees already retired on or before July 1, 2000, and a prorated 2% COLA for retirees who retired between July 1, 2000, and June 30, 2001.

Optional Retirement Program Study Commission. Establishes a 15-member study commission to examine the feasibility and desirability of expanding eligibility under the UNC Optional Retirement System to all exempt university employees and of establishing an optional retirement program for employees of the community college system.

Retirement System Actuary. Deleted.

University System Optional Retirement Plan for Senior Administrators/AG Extension. Deleted.

Remove the Cap on Sick Leave Creditable to Retirement for Members of the Teachers' and State Employees' Retirement System. Amends GS 135-4(e) as title indicates.

Sick Leave Judicial Retirement. Makes technical change to GS 135-58(a2). Adds new section (a3) to GS 135-58, which extends the terms of service retirement to members retiring on or after July 1, 2001, under the provisions of GS 135-57(a) or (c).

Amend Membership Requirements. Amends GS 120-4.11 by deleting provision that prohibited a person who contributes or is qualified to contribute to another state or local retirement system in North Carolina from being a qualified member of the Legislative Retirement System. The deletion would make it permissible for a member or former member of the General Assembly to be a member of the Legislative Retirement System and also be a member of the Teachers' and State Employees', Local Government Employees', Law Enforcement Officers' or Consolidated Judicial Retirement System. Likewise amends GS 120-4.21(c) and GS 120-4.22(d) to enable qualifying participants in one of the other public retirement systems to draw service retirement or disability retirement while still a member of the other public system.

Dues Deduction for Retirees. Creates a new GS 128-38.3 that authorizes the periodic deduction from retirement benefits of a specified amount for payment as a contribution to an employees' or retirees' association that is located in this state and has at least 2,000 members.

Allow the Purchase of Withdrawal Service in the Teachers' and State Employees' Retirement System. Amends GS 135-4(k) by decreasing the service requirement for withdrawn members who have returned to service and want to repay the accumulated contributions that they previously withdrew. The current version of the statute requires a person to complete ten years of service after the return before becoming eligible to pay back previously withdrawn funds. This amendment would reduce the service requirement to 5 years. This provision also changes the method of calculating interest and fees which must be repaid along with the withdrawn principal amount of the contributions.

Allow Payment of Death Benefits to Legal Representative. Amends GS 135-5(l), GS 135-64(h), GS 128-27(13), and GS 120-4.27 to change the procedure for payment of death benefits for a deceased retired member. Each of the above-cited statutes requires that death benefits be paid in one lump sum to the spouse of a deceased retired member, or if the deceased retired member is not survived by a spouse, to his or her legal representative. This amendment would allow the retired member to direct that the lump sum be paid to his or her legal representative even where there is a surviving spouse. In order to have the death benefit paid directly to a legal representative where there is a surviving spouse, the retired member must, prior to his or her death, give written instructions to the Board of Trustees (of the applicable Retirement System) that he or she did not want the lump sum payment made to the spouse, and that the death benefit should be paid directly to the retired member's legal representative.

PART XXXIII. Capital Appropriations

Samarkand Timber Sale. Directs the Dep't of Juvenile Justice and Delinquency Prevention to harvest and sell a portion of the timber standing on the real property at the Samarkand Youth Academy. Authorizes the State Treasurer to use up to $250,000 of the proceeds of such sales to establish a capital improvement and repair and renovation account on behalf of the Juvenile Justice Dep't and earmarks the funds for major repair to streets and parking lots, additional street lighting and building repairs at the Samarkand Youth Academy.

PART XXXIV. Make Taxes Equitable - not applicable.

PART XXXV. Budget Fee Provisions - not applicable.

PART XXXVI. Miscellaneous Provisions - no change.

S 1005. CURRENT OPERATIONS APPROPRIATIONS ACT OF 2001. Intro. 4/5/01. House amendments make the following changes to 4th edition. Amendment # 6 requires Dep't of Transportation and Dep't of Correction to report to Joint Legislative Corrections, Crime Control, and Juvenile Justice Oversight Committee and the Joint Legislative Transportation Oversight Committee by March 1, 2001, and by Dec. 1, 2002, on the actual number of hours worked and the actual number of inmates participating in the medium-custody highway-related labor program and implementation of this provision. Amendment # 7 makes following changes to current operations and expansion budget for UNC system: reduces current operations for North Carolina State University-Academic Affairs by $717,953 for each year of 2001-03 biennium; reduces current operations for The University of North Carolina at Chapel Hill-Academic Affairs by $2,403,581 for each year of 2001-03 biennium; and increases current operations for University Institutional Programs by $3,121,534 for each year of 2001-03 biennium. Directs UNC Board of Governors to allocate $3,121,534 for each year of the biennium to Focused Growth Institutions in accordance with its 2001-03 budget request entitled "Access, Line 1.e. Focused Growth Institutions-Special Needs." Requires UNC Chapel Hill to use $2,403,581 from overhead receipts each year of 2001-03 biennium to support operations in Academic Affairs budget code 16020, and requires NC State University to use $717,953 from overhead receipts each year of 2001-03 biennium to support operations in Academic Affairs budget code 16030. Amendment # 9 deletes instructional support personnel salary schedule, Section 28.12(a) of bill, and substitutes term "teacher" for "instructional support personnel. Makes conforming numbering changes. Amendment #10 amends Section 27.5A to provide that Dep't of Transportation may use remaining unencumbered funds appropriated for fiscal 1998-99 for Western North Carolina rail service. Adds Section 27.5B to allocate $5 million appropriated from Highway Fund to Dep't of Transportation to be used for land acquisition for new multi-modal station in Charlotte. Amendment # 11 amends Section 27.5 to reduce reversion of remaining unencumbered funds from $520,000 to $320,000, amends Section 3.1 to reduce funds for rail for fiscal 2001-02 by $200,000 and amends Section 3.2 to reduce funds for additional reversions for fiscal 2001-02 by $200,000

HOUSE BILLS

H 275. INFANT HOMICIDE PREVENTION ACT. Intro. 2/27/01. Senate committee substitute makes the following changes to 4th edition. Amends GS 7B-500(c) to provide that any individual who takes an infant into temporary custody may inquire as to parent's identities and medical history, but parent is not required to provide information, and individual shall so notify parent. Deletes proposed amendment to GS 14-318.2 and 14–318.4 permitting court to determine whether non-prosecution provision should apply in the event parent has abandoned more than two infants under seven days old. Amends GS 14-322.3 to determine whether non-prosecution provision should apply if parent has abandoned more than two infants by voluntarily delivering infants as provided in GS 7B-500(b) or 7B–500(d), but section does not apply if parents of infant are married to each other.

H 545. TEACHER CREDIT FOR EXCESS PERSONAL LEAVE. Intro. 3/12/01. Senate committee substitute makes the following changes to 3rd edition. Makes change applicable only to teachers by deleting the phrase "or other employee paid on the teacher salary schedule."

H 593. HEALTH INSURANCE: LICENSED PROF'L COUNSELOR. Intro. 3/14/01. Senate committee substitute makes the following changes to 1st edition. Deletes current prohibition found in the first paragraph of GS 58-50-30(a) against discriminatory practices in premium rate-setting, benefits, terms or conditions of coverage or other aspects insurance coverage between individuals of the same class. Creates new sections (a1), (a2) and (a3) from the remaining text of former GS 58-50-30. Amends text now found in GS 58-50-30(a1) by extending the provisions of the statute to insurance policies governed by Article 65 of Chapter 58. Makes amendments throughout former GS 58-50-30(a) by deleting lists of the different types of practioners under whose care an insured or other person may qualify to claim benefits or seek reimbursement from their insurance coverage, and providing instead that the insured or other person shall be entitled to payment or reimbursement whether the service is provided by a duly licensed physician or other provider listed in GS 58-50-30(a1). Eliminates several elements from the definition of "duly licensed psychologist" set forth in GS 58-50-30(b). The pared-down provision would require only that a "duly licensed psychologist" be a licensed psychologist who holds permanent licensure and certification from the NC Psychology Board.

Eliminates Sections 2(a) and 2(b) of the previous edition of the bill and replaces them with a new Section 2, which adds new GS 58-65-1.1. Section provides that hospital, medical, or dental service plans shall be governed by Art. 65 and 66 of Ch. 58 and shall not be subject to any other NC insurance laws. New section defines

"hospital service plan" as the contracting for certain fees for various named services performed by a hospital. Defines "medical service plan" as the contracting for the payment of fees toward, or provision of, various named services by a duly licensed physician or other provider listed in GS 58-50-30 or by a duly licensed provider of health services pursuant to Ch. 90. Defines "dental service plan" as the contracting for the payment of fees toward or provision of dental services by a duly licensed dentist. Provides that "hospital service corporations," or nonprofit corporations operating a hospital, medical, or dental service plan, may insure individuals for the paymei of hospital, medical, or dental fees or the provision of hospital, medical, or dental services, and may contract with care providers for the provision of such services under the insurance plans, and further provides that only domestic, or North Carolina-based, hospital service corporations may engage in this activity.

Amends GS 58-50-56(c) by extending all of the provisions set out in GS 58-50-30 to preferred provider benefit plans (current law provides that only the second and third paragraphs of GS 58-50-30(a) extend to preferred provider benefit plans).

Amends GS 58-3-120 by making the current text subsection (a) and adding a new subsection (b) which prohibits discriminatory practices in premium rate-setting, benefits, terms or conditions of coverage or other aspects insurance coverage between individuals of the same class (current law contains the same provision in GS 58-50-30(a)).

H 968. SOIL AND WATER EMPLOYEE JUDGMENTS. Intro. 4/401. Senate committee substitute makes the following changes to 1st edition. Makes technical changes only.

H 1312. EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDS. Intro. 4/12/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Changes title to *AN ACT T EXTEND THE MORATORIA ON CONSTRUCTION OR EXPANSION OF SWINE FARMS, TO PROVIDE FOR THE ISSUANCE OF GENERAL PERMITS FOR ANIMAL WASTE MANAGEMENT SYSTEMS UNDER ARTICLE 21 OF CHAPTER 143 OF THE GENERAL STATUTES AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES), AND TO EXTEND THE PILOT PROGRAM FOR INSPECTION OF ANIMAL WASTE MANAGEMENT SYSTEMS.* Deletes Legislative Research Comm's study of ways to fund improvements in animal waste management systems and requirement that Dep't of Commerce develop plan to identify and market by-products.

NEXT SESSIONS

Thursday, June 27, 2001

HOUSE convenes at 8:00 a.m.

SENATE convenes at 10:00 a.m.

41
5: 2001/90

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 90 Vol. 2001, No. 90 Senate Legislative Day 90

Thursday, June 28, 2001

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BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1461	HONORING LIFE AND MEMORY OF JACOB WILBERT FORBES		RULES	JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1461. HONORING LIFE AND MEMORY OF JACOB WILBERT FORBES. *A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF JACOB WILBERT FORBES, FORMER MEMBER OF THE GENERAL ASSEMBLY.* As title indicates.
Intro. by Black.
Ref. to Rules

JOINT RES

CALENDAR ACTION
June 28, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0063 CHILD BICYCLE SAFETY ACT.	H	RATIFIED
	H	PRES. TO GOV. 6/28/2001
03-28-01		
H0275 INFANT HOMICIDE PREVENTION ACT.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON JUDICIARY II
	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 6/28/2001
	S	PASSED 2ND READING
03-21-01, 04-19-01, 04-24-01, 06-27-01		

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H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
05-15-01, 06-28-01		
H0593 HEALTH INSURANCE/LICENSED PROF'L COUNSELOR	S	PASSED 2ND & 3RD READING
06-27-01		
H0617 FREEZE CERTAIN HIGHWAY FUNDS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON ENVIRONMENT AND NATURAL RESOURCES
H0831 ELECTION CHANGES.	S	PASSED 2ND READING
04-16-01, 04-23-01, 06-21-01		
H0942 LOCKSMITH LICENSURE.	H	PLACED ON CAL FOR 7/2/2001
06-25-01		
H0968 SOIL AND WATER EMPLOYEE JUDGMENTS.	S	PASSED 2ND & 3RD READING
06-27-01		
H0983 LMT LIABILITY/LANDOWNER OF WATERSHED PROPERTIES.	S	PASSED 2ND & 3RD READING
	H	RATIFIED
H1098 AMEND DEPOSIT ACCOUNT LAW.	H	RATIFIED
	H	PRES. TO GOV. 6/28/2001
04-19-01		
H1276 CLOSE INCEST LOOPHOLE TO PROTECT MINORS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-19-01, 06-28-01		
H1312 EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDS-5.	HA	CONF REPORT ADOPTED
	H	RATIFIED
04-24-01, 06-21-01, 06-27-01, 06-28-01		
H1430 BUDGET FEE PROVISIONS.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON FINANCE
06-25-01		
H1439 UPPER CAPE FEAR RIVER WATER AUTHORITY.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON ENVIRONMENT AND NATURAL RESOURCES
H1458 HONORING JOSEPH HEWES, WM. HOOPER, & JOHN PENN.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/2/2001
H1460 HONORING JACKSON COUNTY'S FOUNDERS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/2/2001
S0042 CONTINUING BUDGET AUTHORITY.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
	S	RATIFIED
06-26-01, 06-27-01		
S0217 EXTEND TIME FOR UNIVERSAL SERVICE FINAL RULES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
	S	RATIFIED
	S	PRES. TO GOV. 6/28/2001
S0234 NOTICE OF ANNUAL REPORT FILING REQUIREMENT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
06-28-01		

S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	SA CONF REPORT ADOPTED
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01, 06-28-01	
S0247 REALLOCATE CLEAN WATER BOND FUNDS.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
06-28-01	
#S0362 CONFIRMATION/ROBERT POWELL/STATE CONTROLLER.	H PASSED 2ND & 3RD READING
	S RATIFIED
	SR CH. RES 2001-22
06-21-01	
S0395 PLUMBING AND HEATING CONTRACTORS.	S CONCURRED ON 3RD READING
	S RATIFIED
05-22-01, 06-18-01	
S0759 RAIL TRANSPORTATION LIABILITY.	S WITHDRAWN FROM CAL
	S PLACED ON CAL FOR 7/12/2001
04-23-01, 05-22-01	
S0824 TEACHERS' AND STATE EMPLOYEES' BENEFITS.	S REC TO CONCUR H COM SUB
	S PLACED ON CAL FOR 6/28/2001
	S FAILED CONCUR IN COM SUB
	S CONF COM APPOINTED
	H CONF COM APPOINTED
	S CONF COM REPORTED
	S PLACED ON CAL FOR 6/28/2001
	SA CONF REPORT ADOPTED
	H CONF COM REPORTED
	H CAL FOR IMMEDIATE CONSID
	HA CONF REPORT ADOPTED
	S RATIFIED
06-21-01, 06-26-01, 06-28-01	
S0842 BUSINESS ENTITY CHANGES.	S PASSED 2ND & 3RD READING
05-24-01, 06-27-01	
S1005 THE APPROPRIATIONS ACT.	H AMEND FAILED #14,#21,#20,#22, #25
	HA AMEND ADOPTED #15,#16,#18, #17,#19,#23,#24,#26,#28,#30, #29,#27,#32,#31
	H AMENDMENT WITHDRAWN #12
	H PASSED 3RD READING
	S REC TO CONCUR H COM SUB
	S FAILED CONCUR IN COM SUB
	S CONF COM APPOINTED
05-28-01, 05-29-01, 05-30-01, 05-31-01, 06-26-01, 06-27-01, 06-28-01	
S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
06-28-01	

LOCAL BILLS

H0467 HONORING THE LIFE AND MEMORY OF NEILL MCKAY ROSS	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 7/2/2001
06-28-01	
H0583 NASH COUNTY LOCAL ACT-1.	HA REPTD COM SUB W/O PREJUD
	H RE-REF COM ON FINANCE
06-28-01	

#S0080 TOWN OF BRUNSWICK ANNEXATION.	H PASSED 3RD READING S RATIFIED SR CH. SL 2001-249
06-19-01 #S0534 CHARLOTTE STORM DRAIN/ROAD PROJECTS.	SR CH. SL 2001-248
06-20-01 #S0668 BURGAW CHARTER REVISED.	SR CH. SL 2001-247
05-09-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 234. NOTICE OF ANNUAL REPORT FILING REQUIREMENT. Intro. 2/22/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO REQUIRE THE SECRETARY OF STATE TO NOTIFY LIMITED LIABILITY COMPANIES OF THE ANNUAL REPORT FILING REQUIREMENT AND TO EARMARK A PORTION OF THE ANNUAL REPORT FILING FEE FOR THIS PURPOSE.* Amends GS 57C-1-23(c), effective Sept. 1, 2001, to require the Sec'y of State to notify limited liability companies of the requirement to file an annual report by April 15th of each year. Amends GS 57C-1-22 to add provision requiring the Sec'y of State to retain $6 until June 30, 2002 and $3 thereafter of each annual report filing fee to be used for notifying limited liability companies of the annual report requirement and for processing those reports.

S 247. REALLOCATE CLEAN WATER BOND FUNDS. Intro. 2/26/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill. Changes title to *AN ACT TO REALLOCATE THE PROCEEDS OF THE CLEAN WATER BONDS AND TO DELAY ISSUANCE OF THE BONDS.* Provides that between July 1, 2001, and Jan. 1, 2002, the State Treasurer may not issue or sell any NC Clean Water Bonds authorized for unsewered community grants or supplemental grants in SL 1998-132 and in sections 3 and 4 of this act. Withdraws a portion of the allocation of Clean Water Bond proceeds made in Section 5.1(h) of SL 1998-132 and reallocates it. The total original allocation under Section 5.1(h) of SL 1998-132 was $300,000,000. This act withdraws $75,103,909 of that allocation and reallocates $37,451,955 to provide unsewered community grants for wastewater treatment works and wastewater collection systems and $37,451,954 to provide supplemental grants in the form of matching funds for the planning and improvement of needed water and sewer projects. The remaining $200,000 of the withdrawn funds is reallocated to the Rural Economic Development Center to cover the costs of administering both bond funds for the 2001-2002 fiscal year. Amends Section 5.1(f) of SL 1998-132 and Section 2(b) of SL 2000-156 by capping supplemental grants at $21,500,000 for each fiscal year through June 30, 2005. Authorizes the State Treasurer to issue any remaining balance of allocated funds after June 30, 2005. Authorizes the Rural Economic Development Center to make reallocations of funds from unsewered community grants to supplemental grants, and vice versa, if the relative needs warrant such reallocation in a given fiscal year. Amends Section 11(a) of SL 1998-132, which requires the Rural Economic Development Center to file a report each year regarding the grants made from the proceeds of NC Clean Water Bonds. This act adds to the requirements for that report an itemized accounting of expenditures of bond funds, a certification that the Clean Water Bond funds have been properly used, and a detailed description of the criteria and award system used in making the grants. Further provides that the Rural Economic Development Center must report to the Joint Legislative Commission on Governmental Operations at least 60 days prior to changing the criteria or award system used in making the grants. Effective when it becomes law.

S 824. STATE HEALTH PLAN CHANGES. Intro. 4/3/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Substantially identical to state health plan provisions in the 4th edition of S 1005 (House version of the Appropriations Act of 2001), except for the following: adopts amendment to GS 135-39.5 as included in the 3rd edition of S 1005 (Senate version); makes no amendment to the second paragraph of GS 135-40.4 (House version contained proposed additions); adopts amendment to GS 135-40.9 as included in the 3rd edition of S 1005 (Senate version); modifies the amendment to GS 135-39.8 proposed in the 4th edition of S 1005 (House version) by more specifically identifying "interested persons" entitled to notice and comment as employing units, health benefit representatives, oversight teams, relevant health care providers, and

other persons who have been approved; changes 4th edition provisions regarding development of a prospective payment system to require that the Plan develop a prospective payment system "as soon as practicable" (House version mandated development by July 1, 2003); adds clause that provides that hospitals rendering medical treatment and services to workers' compensation patients between July 1, 2001, and August 1, 2001, shall be paid the same amount that they would receive for treatment and services provided on June 30, 2001.

S 1005. THE APPROPRIATIONS ACT OF 2001. Intro. 4/05/01. House amendments make the following changes to 4th edition.

(1) Within appropriations for Justice and Public Safety, reduce funds appropriated to Dep't of Correction and Judicial Dep't—Indigent Defense and increase by corresponding amounts funds appropriated to Dep't of Crime Control and Public Safety.

(2) Delete Sec. 26.9 of bill, which directed the Sec'y of Crime Control and the Sec'y of Correction to develop a plan for merging the Community Work Service Program with the Division of Community Corrections and for eliminating 25 vacant positions plus the positions of Director of Victims and Justice Services and administrative assistant.

(3) Add new Sec. 6.1A providing that Governor may not withhold appropriations from the Reserve for Reimbursements for Local Governments and Shared Tax Revenues without approval by an act of the General Assembly.

(4) Add new Sec. 31.15 amending GS 116-144 (which now directs the UNC Board of Governors to set tuition for out-of-state UNC students at rates comparable to rates charged nonresident students by comparable public institutions nationwide) to direct the Board of Governors to set the out-of-state tuition at a rate to generate $24,664,857 in additional out-of-state tuition receipts. Also direct Board of Governors not to increase tuition for in-state students for the 2001-02 and 2002-03 academic years, with the increase in out-of-state tuition to replace the lost in-state tuition receipts appropriated by Sec. 2 of the act.

(5) Amend Sec. 29.1 to increase the special amounts to be allocated for use by the state's lowest-performing elementary schools from $10,876,438 for fiscal 2001-02 and $12,237,913 for fiscal 2002-03 to $11,407,896 and $12,769,371, respectively, with the additional amounts to be used to provide annual bonuses of $500 to teachers in each such school.

(6) Amend Sec. 29.2 to reduce the new bonus to be paid to teachers of mathematics, science, and special education at certain qualifying poor or low-performing middle and high schools from $1,800 to $1,150, and reduce the special amounts allocated for the purpose from $2,500,000 in each year of biennium to $968,542.

(7) Amend Sec. 28.26 of the bill by (a) amending GS 115C-238.29D(b) to raise the statewide limit on charter schools from 100 to 125 and (b) directing the State Board of Education to transfer $250,000 in each year of the biennium from the funds available for the Total Quality Education Program to the Charter School Reserve to implement this change.

(8) Amend Sec. 5.1 in the section on Temporary Assistance to Needy Families Block Grant to delete $300,000 from the Cash Assistance Reserve and add it to a new line for Individual Development Grants.

(9) Amend Sec. 21.88 to raise from $500,000 to $6,956,500 the amount appropriated for each year of the biennium to be used to pay the cost of outpatient prescription drugs for elderly Medicaid patients who meet specified income limitations and removes the restriction that those funds are to be used to buy drugs only in connection with cardiovascular disease or diabetes to apply to drugs generally. Transfer $6,456,500 originally appropriated for "More at Four," a voluntary prekindergarten pilot program for at-risk four-year-olds, to Division of Public Health to fund this increase, and, to fund the "More at Four" program, transfers the same amount from funds appropriated to the Division of Social Services for Child Support Receipt Shortfall.

(10) Amend Sec. 26.10 to change from four to three the number of Alcohol Law Enforcement supervisor positions that must be eliminated by June 30, 2002.

(11) Add new Sec. 20.12A increasing the appropriation to the Dep't of Commerce's Industrial Recruitment Competitive Funds by $25,000 and increasing the dep't's advertising line item for the marketing division by the same amount.

(12) Amend Sec. 2.2(g) so that it now directs the State Controller to credit to the Dep't of Revenue sufficient funds to compensate local governments for any inventory tax reimbursement scheduled for distribution in April 2001 but remaining unpaid on Aug. 31, 2001. To the extent that this credit is less than $125,000,000 an amount equal to that difference is to be credited to the Savings Reserve Account.

S 1023. REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Amends GS 66-318 to provide that the law will not recognize an

electronic record transaction as being "in writing" if the electronic record is not capable of being accurately reproduced for later reference by all parties entitled to retain it. Adds new GS 66-329 to provide that, until the General Assembly enacts the Uniform Computer Information Transactions Act or any substantially similar law, a choice of law provision in a computer information agreement is voidable and will be interpreted under the laws of North Carolina whenever the provision provides that the contract is to be interpreted pursuant to the laws of a state that has enacted the Uniform Computer Information Transactions Act. Makes other technical changes.

HOUSE BILLS

H 437. DELIVERY OF DEVICES/MEDICAL EQUIPMENT. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Makes technical changes.

H 467. HONORING LIFE AND MEMORY OF NEILL MCKAY ROSS. Intro. 3/5/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill. Changes title to *A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF NEILL MCKAY ROSS, FORMER MEMBER OF THE GENERAL ASSEMBLY*. Provides as title indicates.

H 583. MODIFY NASH OCCUPANCY TAX. Intro. 3/13/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with a bill entitled *AN ACT TO MODIFY THE NASH COUNTY OCCUPANCY TAX*. (1) The current occupancy tax is composed of two three percent elements, for a total of six percent. This bill reduces the second element to two percent and provides that the net proceeds of the three percent element are to be paid to the Nash Tourism Development Authority (as all now are) and the net proceeds of the two percent element are to be paid to the City of Rocky Mount. (2) Reduces the percentage of the gross proceeds of the tax that may be retained by the county as administrative costs. (3) Adds a provision specifying that the county commissioners are to name the membership of the authority. (4) Deletes references to spending the tax proceeds for the construction and operation of a convention center.

H 1276. CLOSE INCEST LOOPHOLE TO PROTECT MINORS. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Amends GS 14-178 and GS 14-179 to make incest between certain relatives (1) a Class B1 felony for the older party if one party is under the age of 13 and the other party is at least four years older, (2) a Class B felony if one party is 13, 14, or 15 years old and the other party is at least six years older, and (3) a Class C felony for the older party if one party is 13, 14, or 15 years old and the other party is more than four but less than six years older. Amends GS 14-178 to make a violation a Class F felony for both parties if both are 16 years old or older or the parties are less than four years apart in age and the act of carnal intercourse was consensual. Amends GS 14-179 to make a violation a Class 1 misdemeanor for both parties if both are 16 years old or older or the parties are less than four years apart in age and the act of carnal intercourse was consensual.

LEGISLATION ENACTED

SL 2001-247 (S 668). BURGAW CHARTER REVISED. *AN ACT TO REVISE AND CONSOLIDATE THE CHARTER OF THE TOWN OF BURGAW AND TO REPEAL PRIOR LOCAL ACTS*. Summarized in *Daily Bulletin* 3/22/01 and 5/9/01. Enacted June 26, 2001. Effective June 26, 2001.

SL 2001-248 (S 534). CHARLOTTE STORM DRAIN/ROAD PROJECTS. *AN ACT TO PERMIT THE CITY OF CHARLOTTE TO CONTRACT FOR CERTAIN PUBLIC STORM DRAINAGE SYSTEM AND PUBLIC INTERSECTION OR ROADWAY IMPROVEMENTS WITHOUT COMPLYING WITH THE BID LAWS*. Summarized in *Daily Bulletin* 3/19/01 and 6/20/01. Enacted June 27, 2001. Effective June 27, 2001.

NEXT SESSIONS

Monday, July 2, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

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Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 91 Vol. 2001, No. 91 Senate Legislative Day 91

Monday, July 2, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 2, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0031 PRESIDENTIAL ELECTOR CHALLENGE.	H REC TO CONCUR S COM SUB
	H CAL PURSUANT RULE 36(B)
04-02-01, 04-11-01, 06-26-01	
H0108 COUNTIES COLL. DELINQ. TAXES BEFORE RECORD DEEDS	H PLACED ON CAL FOR 7/3/2001
03-08-01, 03-14-01, 06-20-01	
#H0109 REIMBURSEMENT FOR MARRIAGE/FAMILY THERAPISTS.	H SIGNED BY GOV. 6/29/2001
	HR CH. SL 2001-258
H0218 INJURY TO COMMODITIES OR PRODUCTION SYSTEMS.	H REC TO CONCUR S COM SUB
	H CAL PURSUANT RULE 36(B)
04-19-01, 04-25-01, 06-26-01	
H0334 EXEMPTION FOR INTERNS.	H CONCURRED IN S/COM SUB
06-14-01	
#H0343 REMOVE EMPLOYMENT SECURITY SUNSETS.	H SIGNED BY GOV. 6/29/2001
	HR CH. SL 2001-251
03-20-01	
H0440 EMBALMERS AND FUNERAL DIRECTORS.	H REC TO CONCUR IN S AMEND
	H CAL PURSUANT RULE 36(B)
04-04-01, 04-19-01, 04-23-01, 06-13-01, 06-26-01	
H0598 BUILDING INSPECTIONS CONTRACTED.	H PLACED ON CAL FOR 7/3/2001
03-27-01, 04-04-01, 06-20-01	
H0643 TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS.	H CONCURRED IN S/COM SUB
04-18-01, 06-13-01, 06-18-01	

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#H0689 TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY.	H HR	SIGNED BY GOV. 6/29/2001 CH. SL 2001-257
06-12-01		
H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	H	POSTPONED TO 7/4/2001
06-06-01, 06-25-01		
H0884 INNOCENCE PROTECTION ACT.	H	CONCURRED IN S/COM SUB
04-19-01, 06-14-01, 06-18-01		
H0942 LOCKSMITH LICENSURE.	HA H	AMEND ADOPTED #2,#1 PASSED 2ND READING
06-25-01, 07-02-01		
H0980 CHILDREN IN VOTING ENCLOSURES.	H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B)
04-18-01, 06-26-01		
#H0998 STATE PRIVACY ACT.	H HR	SIGNED BY GOV. 6/29/2001 CH. SL 2001-256
06-06-01		
H1041 BALLOT INSTRUCTIONS IN SPANISH.	H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B)
04-23-01, 06-26-01		
#H1312 EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDS-5.	H HR	SIGNED BY GOV. 6/29/2001 CH. SL 2001-254
04-24-01, 06-21-01, 06-27-01		
#H1342 NOTIFICATION OF LEASED MV PARKING VIOLATIONS.	H HR	SIGNED BY GOV. 6/29/2001 CH. SL 2001-259
04-23-01		
H1458 HONORING JOSEPH HEWES, WM. HOOPER, & JOHN PENN.	H	ADOPTED
H1460 HONORING JACKSON COUNTY'S FOUNDERS.	H	PASSED 2ND & 3RD READING
#S0042 CONTINUING BUDGET AUTHORITY.	S SR	SIGNED BY GOV. 6/29/2001 CH. SL 2001-250
06-26-01, 06-27-01		
#S0217 EXTEND TIME FOR UNIVERSAL SERVICE FINAL RULES.	S SR	SIGNED BY GOV. 6/29/2001 CH. SL 2001-252
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	HA	CONF REPORT ADOPTED
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01, 06-27-01		
S0269 AMEND INVESTMENT ADVISOR LAW.	H	PASSED 2ND & 3RD READING
04-23-01		
S0365 ELECTRONIC LISTING FOR PROPERTY TAXES.	H	PLACED ON CAL FOR 7/3/2001
04-25-01		
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	HA H	AMEND ADOPTED #1 PASSED 2ND READING
04-25-01, 06-20-01, 07-02-01		
S0387 REQUIRE EXPERIENCE OF GENERAL CONTRACTORS.	H	POSTPONED TO 7/3/2001
04-18-01		
S0680 LAWFUL FIREARM ACTIVITIES PROTECTED.	H H	REC FROM SENATE REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01, 06-26-01, 06-27-01		
S0746 SENTENCING ENHANCEMENT CHANGES/SENT. COMM..	HA H H	AMEND ADOPTED #1 WITHDRAWN FROM CAL RE-REF COM ON JUDICIARY II
04-17-01, 06-13-01, 07-02-01		

#S0824 TEACHERS' AND STATE EMPLOYEES' BENEFITS. S SIGNED BY GOV. 6/29/2001
SR CH. SL 2001-253
06-21-01, 06-26-01, 06-28-01
#S1075 AMEND UNIFORM ANAT. GIFT ACT. S SIGNED BY GOV. 6/29/2001
SR CH. SL 2001-255
06-07-01

LOCAL BILLS

H0467 HONORING THE LIFE AND MEMORY OF NEILL MCKAY ROSS H PASSED 2ND & 3RD READING
06-28-01
S0653 FOOTHILLS REGIONAL AIRPORT TAX DISTRICT. H PLACED ON CAL FOR 7/3/2001
06-26-01
S0817 BUILDING CODE REVISIONS. S WITHDRAWN FROM COMM
S RE-REF COM ON FINANCE
04-23-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 367. LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA. Intro. 3/7/01. House amendment makes the following changes to 3rd edition. Adds new amendment to GS 143-433.9 to exempt North Carolina Federal Tax Reform Allocation Committee from requirements of Art 2A of GS Ch. 150B when it adopts annual qualified allocation plan as required by 26 USC 42.

S 746. SENTENCING ENHANCEMENT CHANGES/SENT. COMM. Intro. 4/2/01. House amendment makes the following changes to 3rd edition. Deletes new GS 15A-1340.18, which would have set maximum punishments for each class of felony offense.

H 942. LOCKSMITH LICENSURE. Intro. 4/2/01. House amendments make the following changes to 2nd edition. Provide that term "locksmith" includes safe technicians and exempt from bill persons who install or maintain wastewater system including safety lock device on system when device is required by permit or requested by owner of wastewater system.

NEXT SESSIONS

July 3, 2001

HOUSE convenes at 2:00 pm.

SENATE convenes at 3:00 pm.

25:2001/92

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 92 Vol. 2001, No. 92 Senate Legislative Day 92

Tuesday, July 3, 2001

N.C. DOCUMENTS CLEARINGHOUSE
JUL 6 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 3, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0057 LABELING CAMPAIGN ADS. 04-12-01, 04-17-01	S	REPTD FAV
H0075 APPELLATE REPORTS TO CHEROKEE SUPREME COURT.	S	REPTD FAV
H0275 INFANT HOMICIDE PREVENTION ACT. 03-21-01, 04-19-01, 04-24-01, 06-27-01	S	PASSED 3RD READING
H0334 EXEMPTION FOR INTERNS. 06-14-01	H	RATIFIED
H0335 SEIZED FIREARMS/OFFICIAL LAW ENFORCEMENT USE. 04-25-01	S	REPTD FAV
H0385 CONSOLIDATE BUSINESS PROVISIONS. 03-07-01, 07-03-01	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
H0593 HEALTH INSURANCE/LICENSED PROF'L COUNSELOR 06-27-01	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
H0598 BUILDING INSPECTIONS CONTRACTED. 03-27-01, 04-04-01, 06-20-01	H	CONCURRED IN S/COM SUB
H0643 TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS. 04-18-01, 06-13-01, 06-18-01	H	RATIFIED

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H0831 ELECTION CHANGES.	SA	AMEND ADOPTED #1
	S	PASSED 3RD READING
04-16-01, 04-23-01, 06-21-01, 07-03-01		
H0884 INNOCENCE PROTECTION ACT.	H	RATIFIED
04-19-01, 06-14-01, 06-18-01		
H0942 LOCKSMITH LICENSURE.	HA	AMEND ADOPTED #3,#4,#5
	H	PASSED 3RD READING
06-25-01, 07-02-01, 07-03-01		
H0968 SOIL AND WATER EMPLOYEE JUDGMENTS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
06-27-01		
H1067 CLARIFY AUTO REPAIR BILL OF RIGHTS.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
04-17-01, 06-20-01, 07-03-01		
H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.	H	PLACED ON CAL FOR 7/4/2001
04-23-01, 06-21-01		
H1111 SOIL & WATER CONSERVATION COMM. POWERS & DUTIES.	H	PLACED ON CAL FOR 7/4/2001
06-21-01		
H1276 CLOSE INCEST LOOPHOLE TO PROTECT MINORS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/9/2001
04-19-01, 06-28-01		
H1286 VICTIM'S INFORMATION REPOSITORY.	S	REPTD FAV
H1460 HONORING JACKSON COUNTY'S FOUNDERS.	S	REC FROM HOUSE
	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
S0247 REALLOCATE CLEAN WATER BOND FUNDS.	S	PASSED 2ND READING
06-28-01		
S0269 AMEND INVESTMENT ADVISOR LAW.	S	RATIFIED
04-23-01		
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	H	CONF COM APPOINTED
04-19-01, 06-12-01		
S0365 ELECTRONIC LISTING FOR PROPERTY TAXES.	H	PASSED 2ND & 3RD READING
04-25-01		
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	H	AMEND FAILED #2
	H	PASSED 3RD READING
04-25-01, 06-20-01, 07-02-01		
S0387 REQUIRE EXPERIENCE OF GENERAL CONTRACTORS.	H	PASSED 2ND READING
04-18-01		
S0471 MINIMUM HOUSING STANDARDS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/4/2001
07-03-01		
#S0532 CLARIFY SCH. BD. APPS./NONCERT. E'EES NOTICE.	S	SIGNED BY GOV. 6/29/2001
	SR	CH. SL 2001-260
04-12-01, 06-04-01, 06-19-01		
S0628 OUT-OF-STATE CPAS/FEES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
05-22-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0836 SCHOOL ASSIGNMENT/CHILD IN PRE-ADOPTIVE HOME.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)

S0842 BUSINESS ENTITY CHANGES.	H	REC FROM SENATE
	H	REF TO THE COM ON JUDICIARY II AND, IF FAVORABLE, TO THE COM ON FINANCE
05-24-01, 06-27-01		
S0934 JUDICIAL PUBLIC FINANCING.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON JUDICIARY I
S1005 THE APPROPRIATIONS ACT.	H	CONF COM APPOINTED
05-28-01, 05-29-01, 05-30-01, 05-31-01, 06-26-01, 06-27-01, 06-28-01		
S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT.	H	PLACED ON CAL FOR 7/4/2001
06-28-01		

LOCAL BILLS

H0467 HONORING THE LIFE AND MEMORY OF NEILL MCKAY ROSS	S	REC FROM HOUSE
	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
06-28-01		
H0868 NAVASSA ANNEXATION.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 07-03-01		
S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	H	PLACED ON CAL FOR 7/4/2001
04-25-01, 06-27-01		
S0653 FOOTHILLS REGIONAL AIRPORT TAX DISTRICT.	H	PASSED 2ND READING
06-26-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 471. MINIMUM HOUSING STANDARDS/ZONING. Intro. 3/15/01. House committee substitute makes the following changes to 1st edition. Changes title to read, *AN ACT TO APPLY A LAW CLOSING A LOOPHOLE IN THE MINIMUM HOUSING STANDARDS ACT AS IT APPLIES TO MUNICIPALITIES LOCATED IN COUNTIES WITH POPULATIONS IN EXCESS OF SEVENTY-ONE THOUSAND PEOPLE BY THE LAST CENSUS WHERE THE OWNER CAN AVOID ORDERS TO REPAIR, REMOVE, OR DEMOLISH A RENTAL UNIT BY SIMPLY CLOSING IT SO THAT IT WILL APPLY IN THE ENTIRETY OF A MUNICIPALITY LOCATED IN MORE THAN ONE COUNTY WHERE SOME OF THE MUNICIPALITY IS LOCATED IN A COUNTY THAT MEETS THE POPULATION THRESHOLD, AND TO ALLOW A CERTAIN TOWN TO EXERCISE PLANNING JURISDICTION OVER A DESCRIBED AREA SUBJECT TO A REFERENDUM.* Adds provisions authorizing the Town of Elon to exercise planning powers over a specifically described area, subject to a referendum.

HOUSE BILLS

H 385. CONSOLIDATE BUSINESS PROVISION. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Adds new GS 55D-2 authorizing Sec'y of State to adopt rules to implement his or her responsibilities under new GS Ch. 55D. Makes technical changes to various sections of bill dealing with filing requirements to make it clear that, in appeals of certain orders of the Sec'y, that office does have to be served with petition noting an appeal, but does not have to be served with additional service of process. Adds new article 3 to new chapter 55D, "Names," which consolidates the provisions dealing with business entity names in Chapters 55, 55A, 57C, and 59. Article 3 contains provisions dealing with requirements for corporate names, authority of Sec'y of State in allowing use of names, requirements for names of foreign entities, reservation of names, registration of names, and recording of name changes when title to real property is affected by the name

change. Adds new Art. 4 to GS Ch. 55D consolidating provisions of various business entity statutes dealing with requirements that they have registered agents and a registered office; article contains provisions dealing with registration of agents and offices, service of process on the entities, and resignation of agents.

H 831. ELECTION CHANGES. Intro. 3/26/01. Senate amendment makes the following changes to 4th edition Adds requirement that the State Board of Elections notify (1) the chair of the county board of elections and the chair of the county board of commissioners when the State Board has initiated proceedings to terminate a county director of elections. and (2) the chair of the county board of commissioners upon placing a county director of elections on suspension.

H 868. NAVASSA ANNEXATION/CHARTER. Intro. 3/29/01. House committee substitute makes the following changes to 2nd edition. Changes title to read *AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF NAVASSA, AND TO AMEND THE CHARTER OF THE TOWN OF NAVASSA TO CHANGE THE TERM OF OFFICE OF THE MAYOR AND ALLOW FOR DISTRICT ELECTIONS.* Adds provisions changing the mayor's term to four years beginning in 2001 election, and establishes electoral system for other council members that includes election of part of council at-large and remainder from two districts, one composed of area to the south and of the CSX railroad tracks and the other of area to the north of the tracks.

H 942. LOCKSMITH LICENSURE. Intro. 4/2/01. House amendments make the following changes to 2nd edition. Exempt from bill persons selling gun safes or locking devices for firearms and persons who perform locksmith service in an emergency situation without receiving any compensation for the service.

H 1067. CLARIFY AUTO REPAIR BILL OF RIGHTS. Intro. 4/10/01. Senate amendment makes the following changes to 3rd edition. Makes clarifying changes.

LEGISLATION ENACTED

SL 2001-249 (S 80). TOWN OF BRUNSWICK ANNEXATION. *AN ACT ANNEXING DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF BRUNSWICK.* Summarized in *Daily Bulletin* 6/19/01. Enacted June 28, 2001. Effective June 30, 2001.

SL 2001-250 (S 42). CONTINUING BUDGET AUTHORITY. *AN ACT TO AUTHORIZE THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2001, AND TO EXTEND EXPIRING PROVISIONS OF LAW.* Summarized in *Daily Bulletin* 6/26/01 and 6/27/01. Enacted June 29, 2001. Effective July 1, 2001, except as otherwise provided. Expires July 16, 2001.

SL 2001-251 (H 343). REMOVE EMPLOYMENT SECURITY SUNSETS. *AN ACT REMOVING SUNSET PROVISIONS RELATING TO THE EMPLOYMENT SECURITY LAWS OF NORTH CAROLINA AND MAKING OTHER AMENDMENTS.* Summarized in *Daily Bulletin* 3/1/01 and 3/20/01. Enacted June 29, 2001. Sections 3 and 4 become effective Sept. 1, 2001, and apply to unemployment insurance claims filed on or after that date. Remainder of act is effective June 29, 2001.

SL 2001-252 (S 217). EXTEND TIME FOR UNIVERSAL SERVICE FINAL RULES. *AN ACT TO EXTEND THE TIME FOR THE NORTH CAROLINA UTILITIES COMMISSION TO ADOPT FINAL RULES REGARDING UNIVERSAL SERVICE.* Summarized in *Daily Bulletin* 2/22/01. Enacted June 29, 2001. Effective June 29, 2001.

SL 2001-253 (S 824). STATE HEALTH PLAN CHANGES. *AN ACT PERTAINING TO BENEFITS UNDER THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN; AND TO HOSPITAL RATES UNDER WORKERS' COMPENSATION.* Summarized in *Daily Bulletin* 6/21/01, 6/27/01, and 6/28/01. Enacted June 29, 2001. Effective July 1, 2001, except as otherwise provided.

SL 2001-254 (H 1312). EXTEND SWINE MORATORIA/ANIMAL WASTE AMENDMENTS. *AN ACT TO EXTEND THE MORATORIA ON CONSTRUCTION OR EXPANSION OF SWINE FARMS, TO PROVIDE FOR THE ISSUANCE OF GENERAL PERMITS FOR ANIMAL WASTE MANAGEMENT SYSTEMS UNDER ARTICLE 21 OF CHAPTER 143 OF THE GENERAL STATUTES AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES), AND TO EXTEND THE PILOT PROGRAM FOR INSPECTION OF ANIMAL*

WASTE MANAGEMENT SYSTEMS. Summarized in *Daily Bulletin* 4/12/01, 4/24/01, 6/21/01, and 6/27/01. Enacted June 29, 2001. Effective June 30, 2001.

SL 2001-255 (S 1075). AMEND UNIFORM ANATOMICAL GIFT ACT. *AN ACT TO AMEND THE DEFINITION OF THE TERMS "QUALIFIED INDIVIDUAL" AND "TISSUE BANK" IN THE UNIFORM ANATOMICAL GIFT ACT*. Summarized in *Daily Bulletin* 4/5/01 and 6/7/01. Enacted June 29, 2001. Effective June 29, 2001.

SL 2001-256 (H 998). STATE PRIVACY ACT. *AN ACT TO PROVIDE UNDER STATE LAW A MIRROR AS TO FEDERAL LAW ON WHEN A SOCIAL SECURITY NUMBER CAN BE REQUIRED TO BE PROVIDED*. Summarized in *Daily Bulletin* 4/5/01 and 6/6/01. Enacted June 29, 2001. Effective Oct. 1, 2001.

SL 2001-257 (H 689). TENNESSEE VALLEY AUTHORITY OFFICERS' AUTHORITY. *AN ACT TO AUTHORIZE TENNESSEE VALLEY AUTHORITY OFFICERS TO PROVIDE ASSISTANCE TO STATE AND LOCAL LAW ENFORCEMENT AGENCIES IN THE SAME MANNER AS OTHER FEDERAL LAW ENFORCEMENT OFFICERS AND TO INCLUDE ALEXANDER COUNTY AMONG THOSE COUNTIES IN WHICH VACANCIES IN THE OFFICE OF SHERIFF ARE FILLED THROUGH CONSULTATION WITH THE POLITICAL PARTY OF THE PREVIOUS SHERIFF*. Summarized in *Daily Bulletin* 3/19/01 and 6/12/01. Enacted June 29, 2001. Section 1 is effective Oct. 1, 2001. Remainder of act is effective June 29, 2001.

SL 2001-258 (H 109). REIMBURSEMENT FOR MARRIAGE/FAMILY THERAPISTS. *AN ACT TO AUTHORIZE REIMBURSEMENT FOR LICENSED MARRIAGE AND FAMILY THERAPISTS UNDER THE STATE HEALTH PLAN FOR THE TREATMENT OF MENTAL HEALTH AND CHEMICAL DEPENDENCY*. Summarized in *Daily Bulletin* 2/14/01. Enacted June 29, 2001. Effective Oct. 1, 2001, and applies to claims for payment or reimbursement for services rendered on or after that date.

SL 2001-259 (H 1342). NOTIFICATION OF LEASED MOTOR VEHICLE PARKING VIOLATIONS. *AN ACT TO PROVIDE FOR TIME LIMITS FOR NOTIFICATION OF LEASED VEHICLE PARKING VIOLATIONS AND THE APPLICABILITY OF THE PRIMA FACIE RULE OF EVIDENCE*. Summarized in *Daily Bulletin* 4/12/01 and 4/23/01. Enacted June 29, 2001. Effective June 29, 2001.

SL 2001-260 (S 532). CLARIFY SCHOOL BOARD APPEALS/NONCERTIFIED EMPLOYEES' NOTICE. *AN ACT TO CLARIFY THE RIGHT TO APPEAL TO A LOCAL BOARD OF EDUCATION, AND TO REQUIRE NOTICE OF THE DISMISSAL, DEMOTION, OR SUSPENSION WITHOUT PAY OF NONCERTIFIED EMPLOYEES*. Summarized in *Daily Bulletin* 3/19/01, 4/12/01, 6/4/01, and 6/19/01. Enacted June 29, 2001. Effective July 1, 2001, and applies to final administrative or school board decisions made on or after that date

NEXT SESSIONS

July 4, 2001

HOUSE convenes at 10:00 am.

SENATE convenes at 3:00 pm.

GTI
J5: 2001/93

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 93 Vol. 2001, No. 93 Senate Legislative Day 93

Wednesday, July 4, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 4, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0031 PRESIDENTIAL ELECTOR CHALLENGE.	H	PLACED ON CAL FOR 7/9/2001
04-02-01, 04-11-01, 06-26-01		
H0057 LABELING CAMPAIGN ADS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/10/2001
04-12-01, 04-17-01		
H0075 APPELLATE REPORTS TO CHEROKEE SUPREME COURT.	S	PASSED 2ND & 3RD READING
H0108 COUNTIES COLL. DELINQ. TAXES BEFORE RECORD DEEDS	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
03-08-01, 03-14-01, 06-20-01		
H0218 INJURY TO COMMODITIES OR PRODUCTION SYSTEMS.	H	PLACED ON CAL FOR 7/9/2001
04-19-01, 04-25-01, 06-26-01		
H0307 MINIMUM HOUSING STANDARDS.	S	REPTD FAV
H0334 EXEMPTION FOR INTERNS.	H	PRES. TO GOV. 7/4/2001
06-14-01		
H0335 SEIZED FIREARMS/OFFICIAL LAW ENFORCEMENT USE.	S	PASSED 2ND READING
04-25-01		
H0363 INDIAN LAND IN TRUST.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
07-04-01		
H0440 EMBALMERS AND FUNERAL DIRECTORS.	H	PLACED ON CAL FOR 7/9/2001
04-04-01, 04-19-01, 04-23-01, 06-13-01, 06-26-01		

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H0598 BUILDING INSPECTIONS CONTRACTED.	H	RATIFIED
03-27-01, 04-04-01, 06-20-01		
H0643 TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS.	H	PRES. TO GOV. 7/4/2001
04-18-01, 06-13-01, 06-18-01		
H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	HA	CONF REPORT ADOPTED
06-06-01, 06-25-01		
H0884 INNOCENCE PROTECTION ACT.	H	PRES. TO GOV. 7/4/2001
04-19-01, 06-14-01, 06-18-01		
H0897 APPOINTMENTS/TRIANGLE NATIVE AMERICAN SOCIETY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 7/10/2001
04-18-01, 07-04-01		
H0980 CHILDREN IN VOTING ENCLOSURES.	H	PLACED ON CAL FOR 7/9/2001
04-18-01, 06-26-01		
H1041 BALLOT INSTRUCTIONS IN SPANISH.	H	PLACED ON CAL FOR 7/9/2001
04-23-01, 06-26-01		
H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
04-23-01, 06-21-01		
H1111 SOIL & WATER CONSERVATION COMM. POWERS & DUTIES.	H	CONCURRED IN S/COM SUB
06-21-01		
H1286 VICTIM'S INFORMATION REPOSITORY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/10/2001
H1430 BUDGET FEE PROVISIONS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-25-01, 07-04-01		
S0173 NO DEATH PENALTY/MENTALLY RETARDED.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-19-01, 04-23-01, 07-04-01		
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	S	RATIFIED
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01, 06-27-01		
S0247 REALLOCATE CLEAN WATER BOND FUNDS.	S	PASSED 3RD READING
06-28-01		
S0269 AMEND INVESTMENT ADVISOR LAW.	S	PRES. TO GOV. 7/4/2001
04-23-01		
S0365 ELECTRONIC LISTING FOR PROPERTY TAXES.	S	RATIFIED
04-25-01		
S0387 REQUIRE EXPERIENCE OF GENERAL CONTRACTORS.	H	POSTPONED TO 7/10/2001
04-18-01		
S0471 MINIMUM HOUSING STANDARDS.	H	POSTPONED TO 7/10/2001
07-03-01		
S0476 GREENSBORO 19 PCT IN SUP CT DIST 18D.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 07-04-01		
S0715 DSS/INDIAN AFFAIRS COLLABORATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT.	H	PASSED 2ND & 3RD READING
06-28-01		

LOCAL BILLS

S0559 ASHEVILLE FORCE ACCOUNT LIMIT. H PASSED 2ND & 3RD READING
04-25-01, 06-27-01
S0653 FOOTHILLS REGIONAL AIRPORT TAX DISTRICT. H PASSED 3RD READING
06-26-01
S0817 BUILDING CODE REVISIONS. S REPTD FAV COM SUBSTITUTE
SA COM SUBSTITUTE ADOPTED
04-23-01, 07-04-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 173. NO DEATH PENALTY/MENTALLY RETARDED. Intro. 2/19/01. House committee substitute makes the following changes to 4th edition. Rewrites bill to (1) modify the definition of "mentally retarded" to specify that it requires significant limitations in adaptive functioning and onset before age 18; (2) specify that intelligence quotient must be determined by scientifically recognized standardized intelligence quotient test; (3) allow motion to determine whether defendant is mentally retarded to be made before trial or after conviction; (4) provide that defendant has burden to demonstrate mental retardation by clear and convincing evidence in a pre-trial hearing and by preponderance of the evidence in a sentencing or postconviction hearing; (5) delete requirement that the intelligence quotient test have been administered prior to the commission of the alleged crime; (6) provide that if court in a pretrial hearing does not find defendant to be mentally retarded and evidence of mental retardation is introduced at sentencing, the court must submit a special issue to the jury as to whether defendant is mentally retarded; and (7) require court to impose a sentence of life imprisonment if jury in preceding circumstance cannot agree unanimously as to whether defendant is mentally retarded. Except for postconviction provisions, makes act effective Oct. 1, 2001, and applicable to trials docketed to begin on or after that date. Provides that postconviction provisions are effective Oct. 1, 2001; apply to trials in progress on that date, including trials in which jury selection has begun; apply to defendants convicted and sentenced to death on or before that date; and expire Oct. 1, 2002.

S 476. REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS. Intro. 3/15/01. House committee substitute makes the following changes to 2nd edition. Rewrites title to read, *TO REALIGN SUPERIOR COURT DISTRICTS IN GUILFORD AND WAKE COUNTIES*. Completely rewrites bill to rewrite GS 7A-41(b) and (c) as new title indicates. Makes act effective when it becomes law, except as to a district in a county that is subject to section 5 of the Voting Rights Act of 1965, in which case it is effective when the district is precleared pursuant to that act.

S 817. BUILDING CODE REVISIONS. Intro. 4/3/01. Senate committee substitute makes the following changes to 2nd edition. Rewrites title to read, *TO AMEND THE STATE BUILDING CODE REGARDING DOOR LOCK REQUIREMENTS IN CERTAIN SITUATIONS*. Rewrites the bill to (1) make it applicable statewide; (2) make the exemption available only to business entities licensed to sell automatic weapons as federal firearms dealers that are in the business of selling firearms or ammunition or that operate a firing range that rents firearms and sells ammunition; (3) make the exemption available only to an entity that applies for and receives a permit from the Dep't of Insurance; (4) establish a permit fee of $500; (5) specify conditions that must be met for issuance of a permit, including maximum of 15,000 square feet of retail sales space; (6) specify related duties of the Dep't of Insurance; and (7) add conforming provisions in new section GS 58-89-01.

HOUSE BILLS

H 363. INDIAN LAND IN TRUST. Intro. 3/1/01. Senate committee substitute makes the following changes to 1st edition. Adds to GS 143B-406 language prohibiting the Comm'n from holding any interest in real property for the benefit of federally recognized Indian tribes, and makes technical changes.

H 897. APPTS./TRIANGLE NATIVE AMERICAN SOCIETY. Intro. 3/29/01. Senate committee substitute makes the following changes to 2nd edition. Changes effective date from July 1, 2001, to when act becomes law.

H 1430. BUDGET FEE PROVISIONS. Intro. 5/9/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO AUTHORIZE THE COMMISSIONER OF LABOR TO ESTABLISH CERTAIN FEES; TO ALLOW CERTAIN COUNTIES TO ACQUIRE PROPERTY FOR PUBLIC SCHOOLS; TO LIMIT THE AUTHORITY OF AGENCIES TO ESTABLISH OR INCREASE FEES CHARGED TO THE PUBLIC AND TO EXEMPT PRISONS LOCATED ON LAND OWNED BY THE STATE AND BUILT PURSUANT TO A CONTRACT WITH THE STATE FROM PROPERTY TAX.* Amends GS 95-110.5 and –110.14 to set maximum of $200 for elevator inspection fees and $250 for amusement device inspections and certificates. Deletes provisions setting license fees for various types of health agencies regulated by Dep't of Health and Human Services. Amends GS 12-3.1 to provide that only the General Assembly has the power to authorize an agency to establish or set a fee for rendering any service to the public.

NEXT SESSIONS

July 5, 2001

HOUSE convenes at 9:00 a.m.

SENATE convenes at 10:00 a.m.

641
25:2001/94

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 94 Vol. 2001, No. 94 Senate Legislative Day 94

Thursday, July 5, 2001

N.C. DOCUMENTS
CLEARINGHOUSE

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STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 5, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0075	APPELLATE REPORTS TO CHEROKEE SUPREME COURT.	H	RATIFIED
H0307	MINIMUM HOUSING STANDARDS.	S	PASSED 2ND & 3RD READING
H0335	SEIZED FIREARMS/OFFICIAL LAW ENFORCEMENT USE.	S	WITHDRAWN FROM CAL
		S	RE-REF COM ON JUDICIARY II
04-25-01			
H0363	INDIAN LAND IN TRUST.	S	WITHDRAWN FROM CAL
		S	RE-REF COM ON STATE AND LOCAL GOVERNMENT
		S	WITHDRAWN FROM COMM
		S	PLACED ON CAL FOR 7/5/2001
		S	PASSED 2ND READING
		S	PLACED ON CAL FOR 7/10/2001
07-04-01			
H0598	BUILDING INSPECTIONS CONTRACTED.	H	PRES. TO GOV. 7/5/2001
03-27-01, 04-04-01, 06-20-01			
H0722	EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	H	RATIFIED
06-06-01, 06-25-01			
H0942	LOCKSMITH LICENSURE.	S	REC FROM HOUSE
		S	REF TO COMMERCE. IF FAV, RE-REF TO FINANCE
06-25-01, 07-02-01, 07-03-01			

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H1111 SOIL & WATER CONSERVATION COMM. POWERS & DUTIES.	H	RATIFIED
06-21-01		
S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	S	PRES. TO GOV. 7/5/2001
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01, 06-27-01		
S0365 ELECTRONIC LISTING FOR PROPERTY TAXES.	S	PRES. TO GOV. 7/5/2001
04-25-01		
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/9/2001
04-25-01, 06-20-01, 07-02-01		
S0817 BUILDING CODE REVISIONS.	S	PASSED 2ND & 3RD READING
04-23-01, 07-04-01		
S0903 TRANSPORTATION EFFICIENCY ACT.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/9/2001
06-28-01		

LOCAL BILLS

S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/9/2001
04-25-01, 06-27-01		
S0653 FOOTHILLS REGIONAL AIRPORT TAX DISTRICT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/9/2001
06-26-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

None

NEXT SESSIONS

July 9, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

S:2001/95
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Daily Bulletin

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House Legislative Day 95 Vol. 2001, No. 95 Senate Legislative Day 95

Monday July 9, 2001

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RALEIGH

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NONE

CALENDAR ACTION
July 9, 2001

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PUBLIC BILLS

H0031 PRESIDENTIAL ELECTOR CHALLENGE.	H	CONCURRED IN S/COM SUB
04-02-01, 04-11-01, 06-26-01		
H0041 SECURITIES TRANSFER ON DEATH.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
07-09-01		
H0075 APPELLATE REPORTS TO CHEROKEE SUPREME COURT.	H	PRES. TO GOV. 7/6/2001
H0195 NORTH CAROLINA HISTORY TAUGHT IN GRADES 4 AND 8.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-14-01, 03-20-01, 07-09-01		
H0218 INJURY TO COMMODITIES OR PRODUCTION SYSTEMS.	H	CONCURRED IN S/COM SUB
04-19-01, 04-25-01, 06-26-01		
H0275 INFANT HOMICIDE PREVENTION ACT.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
03-21-01, 04-19-01, 04-24-01, 06-27-01		
H0307 MINIMUM HOUSING STANDARDS.	H	RATIFIED
#H0356 COLLECTION AGENCY/BAIL BOND AMENDMENTS.	H	SIGNED BY GOV. 7/6/2001
	HR	CH. SL 2001-269
04-10-01, 06-13-01		
H0440 EMBALMERS AND FUNERAL DIRECTORS.	H	CONCURRED IN S AMEND
04-04-01, 04-19-01, 04-23-01, 06-13-01, 06-26-01		
H0593 HEALTH INSURANCE/LICENSED PROF'L COUNSELOR	H	PLACED ON CAL FOR 7/10/2001
06-27-01		

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H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD. 06-06-01, 06-25-01	H	PRES. TO GOV. 7/6/2001
H0823 ED. OV. STUDY NONPUBLIC STUDENTS/PUBLIC SCH. ACT 07-09-01	HA H	REPTD FAV COM SUBSTITUTE RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
H0831 ELECTION CHANGES. 04-16-01, 04-23-01, 06-21-01, 07-03-01	H H	REC TO CONCUR S COM SUB RE-REF COM ON ELECTION LAW AND CAMPAIGN FINANCE REFORM
H0833 HONORING JOHN LAWSON	H H	WITHDRAWN FROM COMM RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
H0968 SOIL AND WATER EMPLOYEE JUDGMENTS. 06-27-01	H	PLACED ON CAL FOR 7/10/2001
H0980 CHILDREN IN VOTING ENCLOSURES. 04-18-01, 06-26-01	H	CONCURRED IN S/COM SUB
#H0983 LMT LIABILITY/LANDOWNER OF WATERSHED PROPERTIES.	H HR	SIGNED BY GOV. 7/6/2001 CH. SL 2001-272
H1041 BALLOT INSTRUCTIONS IN SPANISH. 04-23-01, 06-26-01	H	CONCURRED IN S/COM SUB
H1067 CLARIFY AUTO REPAIR BILL OF RIGHTS. 04-17-01, 06-20-01, 07-03-01	H H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 7/10/2001
H1111 SOIL & WATER CONSERVATION COMM. POWERS & DUTIES. 06-21-01	H	PRES. TO GOV. 7/6/2001
H1276 CLOSE INCEST LOOPHOLE TO PROTECT MINORS. 04-19-01, 06-28-01	S S	WITHDRAWN FROM CAL RE-REF COM ON JUDICIARY II
H1430 BUDGET FEE PROVISIONS. 06-25-01, 07-04-01	H	PLACED ON CAL FOR 7/10/2001
#S0009 INTERSTATE HIGH-SPEED RAIL COMMISSION. 02-21-01, 03-22-01, 06-19-01	S SR	SIGNED BY GOV. 7/4/2001 CH. SL 2001-266
#S0269 AMEND INVESTMENT ADVISOR LAW. 04-23-01	S SR	SIGNED BY GOV. 7/9/2001 CH. SL 2001-273
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA. 04-25-01, 06-20-01, 07-02-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 7/10/2001
#S0395 PLUMBING AND HEATING CONTRACTORS. 05-22-01, 06-18-01	S SR	SIGNED BY GOV. 7/6/2001 CH. SL 2001-270
#S0408 MUNICIPAL ETJ ROADWAY IMPROVEMENTS. 04-04-01, 06-19-01	S SR	SIGNED BY GOV. 7/4/2001 CH. SL 2001-261
S0628 OUT-OF-STATE CPAS/FEES. 05-22-01	H	PLACED ON CAL FOR 7/10/2001
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	H H	WITHDRAWN FROM CAL RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

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#S0681 JUDICIAL & EXECUTION SALES/REVISE          S  SIGNED BY GOV. 7/6/2001
       PROCEDURE.                                 SR CH. SL 2001-271
  04-12-01, 06-13-01
 S0715 DSS/INDIAN AFFAIRS COLLABORATION.          H  PLACED ON CAL FOR 7/10/2001
#S0823 PROMOTING NC GRAPE AND WINE INDUSTRY.      S  SIGNED BY GOV. 7/4/2001
                                                  SR CH. SL 2001-262
  04-19-01, 06-04-01, 06-11-01, 06-18-01
 S0836 SCHOOL ASSIGNMENT/CHILD IN PRE-ADOPTIVE    H  PLACED ON CAL FOR 7/10/2001
       HOME.
#S0860 INTERSTATE TRUST BUSINESS.                 S  SIGNED BY GOV. 7/4/2001
                                                  SR CH. SL 2001-263
  05-02-01, 05-09-01
 S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS     S  CONCURRED IN H/COM SUB
       ACT.
  06-28-01
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LOCAL BILLS

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 H0868 NAVASSA ANNEXATION/CHARTER.                H  PLACED ON CAL FOR 7/10/2001
  04-25-01, 07-03-01
 S0559 ASHEVILLE FORCE ACCOUNT LIMIT.             S  CONCURRED IN H/COM SUB
  04-25-01, 06-27-01
 S0653 FOOTHILLS REGIONAL AIRPORT TAX DISTRICT.   S  WITHDRAWN FROM CAL
                                                  S  PLACED ON CAL FOR 7/17/2001
  06-26-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 41. SECURITIES TRANSFER ON DEATH. Intro. 2/1/01. Senate committee substitute makes the following changes to 2nd edition. Makes technical change only.

H 195. N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001. Intro. 2/21/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO REQUIRE THE PUBLIC SCHOOLS TO PROVIDE COURSES OF INSTRUCTION ON NORTH CAROLINA HISTORY AND GEOGRAPHY TO STUDENTS IN ELEMENTARY SCHOOL AND TO STUDENTS IN MIDDLE SCHOOL, AND THE ENACT THE STUDENT CITIZEN ACT OF 2001*. Requires two yearlong courses of instruction on North Carolina geography and history, one provided in elementary school and one in middle school. Enacts the Student Citizenship Act of 2001 by amending GS 115C-81 to require the State Board of Education to modify both the high school and middle school social studies curricula to include instruction in civic and citizenship education. The modified curricula must be completed by October 1, 2001, and implemented beginning with the 2002-2003 school year. Requires each local board of education to develop and implement character education instruction with input from the local community and encourages local boards to include instruction on the following responsibilities: (1) respect for school personnel; (2) responsibility for school safety; (3) services to others; and (4) good citizenship. Character education instruction must be implemented beginning with the 2002-2003 school year, but an extension based on economic hardship may be requested from the State Board. Amends GS 115C-391(a) to require local boards to include a reasonable dress code in policies governing student conduct. Amends GS 115C-81(g) to permit a local school administrative unit to display on its real property documents and objects of historical significance that have formed and influenced the United States legal or governmental system and that exemplify the development of the rule of law. These displays may include the Ten Commandments but no display shall seek to establish or promote a religion. The display must be accompanied by a sign that reads "The First Amendment of the United States

Constitution protects and guarantees to each citizen the free exercise of religion. No Government shall establish a religion or encourage one religion or denomination of a religion over another."

H 823. ED. OV. STUDY NONPUBLIC STUDENTS/PUB. SCH. ACT. Intro. 3/27/01. House committee substitute makes the following changes to 1st edition. Rewrites title to read, *TO DIRECT THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE TO STUDY THE PARTICIPATION OF PRIVATE SCHOOL AND HOME SCHOOL STUDENTS IN EXTRACURRICULAR ACTIVITIES AT PUBLIC SCHOOLS.* Rewrites bill as new title indicates. Requires committee to consider conditions when these students may participate and whether parents should pay the costs for participation. Directs committee to report its recommendations to the 2002 Regular Session of the 2001 General Assembly.

LEGISLATION ENACTED

SL 2001-261 (S 408). MUNICIPAL EXTRATERRITORIAL JURISDICTION ROADWAY IMPROVEMENTS. *AN ACT TO ALLOW LARGE CITIES TO MAKE ROADWAY IMPROVEMENTS IN THEIR EXTRATERRITORIAL JURISDICTION.* Summarized in *Daily Bulletin* 3/12/01, 4/4/01, and 6/19/01. Enacted July 4, 2001. Effective July 4, 2001.

SL 2001-262 (S 823). PROMOTING NC GRAPE AND WINE INDUSTRY. *AN ACT TO PROMOTE THE NORTH CAROLINA GRAPE AND WINE INDUSTRY.* Summarized in *Daily Bulletin* 4/3/01, 4/19/01, 6/4/01, 6/11/01, and 6/18/01. Enacted July 4, 2001. Effective July 4, 2001.

SL 2001-263 (S 860). INTERSTATE TRUST BUSINESS. *AN ACT TO AUTHORIZE THE CHARTERING OF INDEPENDENT TRUST COMPANIES, TO PERMIT BANKS AND TRUST COMPANIES TO CONDUCT TRUST BUSINESS ON AN INTERSTATE BASIS, AND TO MODIFY THE RESIDENCY REQUIREMENTS FOR A BANK'S BOARD OF DIRECTORS.* Summarized in *Daily Bulletin* 4/4/01, 5/2/01, and 5/9/01. Enacted July 4, 2001. Effective July 1, 2001, and applies to acts or omissions occurring and agreements or contracts entered into on or after that date.

SL 2001-264 (H 1448). MAKE MEALS TAX PENALTIES UNIFORM. *AN ACT TO PROVIDE UNIFORM PENALTIES FOR LOCAL MEALS TAXES.* Summarized in *Daily Bulletin* 5/10/01 and 5/22/01. Enacted July 4, 2001. Effective Oct. 1, 2001.

SL 2001-265 (H 1062). CORRECT DRY-CLEANING/WHITE GOODS LAWS. *AN ACT TO CORRECT CERTAIN ENVIRONMENTAL LAWS RELATING TO THE DRY-CLEANING SOLVENT CLEANUP ACT OF 1997 AND THE MANAGEMENT OF WHITE GOODS.* Summarized in *Daily Bulletin* 4/10/01, 5/8/01, 5/14/01, and 6/13/01. Enacted July 4, 2001. Section 2 is effective retroactively to Jan. 1, 2000. Section 5 of this act is effective retroactively to July 13, 2000. Section 6 is effective retroactively to July 1, 1998. The remainder of this act is effective July 4, 2001.

SL 2001-266 (S 9). INTERSTATE HIGH-SPEED RAIL COMMISSION. *AN ACT TO APPOINT MEMBERS TO THE VIRGINIA-NORTH CAROLINA INTERSTATE HIGH-SPEED RAIL COMMISSION.* Summarized in *Daily Bulletin* 1/25/01, 2/21/01, 3/22/01, and 6/19/01. Enacted July 4, 2001. Effective July 4, 2001.

SL 2001-267 (H 1098). AMEND DEPOSIT ACCOUNT LAW. *AN ACT TO AMEND THE LAWS CONCERNING CERTAIN TYPES OF DEPOSIT ACCOUNTS IN NORTH CAROLINA TO MAKE THEM MORE UNDERSTANDABLE TO CONSUMERS AND TO MAKE THEM MORE FLEXIBLE IN MEETING CONSUMER PREFERENCES.* Summarized in *Daily Bulletin* 4/11/01 and 4/19/01. Enacted July 4, 2001. Effective Oct 1, 2001, and applies to accounts opened on or after that date.

SL 2001-268 (H 63). CHILD BICYCLE SAFETY ACT. *AN ACT TO REQUIRE THE USE OF CERTAIN SAFETY EQUIPMENT BY CHILDREN WHILE THEY ARE BICYCLE OPERATORS OR PASSENGERS.* Summarized in *Daily Bulletin* 2/7/01 and 3/28/01. Enacted July 5, 2001. Effective Oct. 1, 2001.

SL 2001-269 (H 356). COLLECTION AGENCY/BAIL BOND AMENDMENTS. *AN ACT TO UPDATE THE BOND REQUIREMENTS FOR COLLECTION AGENCIES; TO CLARIFY THE DEFINITION OF COLLECTION AGENCY; TO REQUIRE NONRESIDENT COLLECTION AGENCIES TO POST A SECOND BOND FOR EXPENSES INCURRED BY THE STATE IN A RECEIVERSHIP PROCEEDING INVOLVING THE COLLECTION*

AGENCY; TO CONFORM THE LAW ON DECEPTIVE REPRESENTATION BY COLLECTION AGENCIES TO FEDERAL LAW; TO MAKE TECHNICAL CORRECTIONS; TO ALLOW BAIL BONDSMEN TO CREATE SHARED TRUST ACCOUNTS; TO CODIFY AN ADMINISTRATIVE RULE ON BONDSMEN AFFIDAVITS; AND TO AUTHORIZE THE COMMISSIONER TO DENY LICENSE RENEWALS TO PROFESSIONAL BONDSMEN UNTIL THEY CURE DEPOSIT DEFICIENCIES. Summarized in *Daily Bulletin* 3/1/01, 4/10/01, and 6/13/01. Enacted July 6, 2001. Effective Oct. 1, 2001, and applies to permits or licenses issued or renewed on or after that date

SL 2001-270 (S 395). PLUMBING AND HEATING CONTRACTORS. *AN ACT TO AMEND CERTAIN PROVISIONS UNDER THE LAWS REGULATING PLUMBING AND HEATING CONTRACTORS AND TO AUTHORIZE THE BOARD OF EXAMINERS OF PLUMBING, HEATING, AND FIRE SPRINKLER CONTRACTORS TO INCREASE FEES.* Summarized in *Daily Bulletin* 3/12/01, 5/22/01, and 6/18/01 Enacted July 6, 2001. Effective July 6, 2001.

SL 2001-271 (S 681). JUDICIAL AND EXECUTION SALES/REVISE PROCEDURE. *AN ACT TO AMEND THE LAW GOVERNING JUDICIAL SALES AND EXECUTION SALES TO PROVIDE FOR A ROLLING UPSET BID PROCEDURE AND TO CONFORM THE TIME PERIODS FOR POSTING AND PUBLISHING NOTICE OF SALE TO THE LAW GOVERNING FORECLOSURE SALES UNDER A POWER OF SALE, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.* Summarized in *Daily Bulletin* 3/26/01, 4/12/01, and 6/13/01. Enacted July 6, 2001. Effective Jan. 1, 2002, and applies to judicial sales when the original order of sale is issued on or after that date and to execution sales when the execution is originally issued on or after that date. This act does not apply to any judicial sale when the original order of sale is issued prior to the effective date of this act or to any execution sale held pursuant to any execution originally issued prior to the effective date of this act.

SL 2001-272 (H 983). LIMIT LIABILITY/LANDOWNER OF WATERSHED PROPERTIES. *AN ACT TO PROVIDE THAT OWNERS OF LAND ASSOCIATED WITH WATERSHED IMPROVEMENT PROJECTS HAVE LIMITED LIABILITY WITH REGARD TO CERTAIN MEMBERS OF THE PUBLIC ENTERING THE LAND FOR EDUCATIONAL AND RECREATIONAL PURPOSES.* Summarized in *Daily Bulletin* 4/5/01. Enacted July 6, 2001. Effective Oct. 1, 2001, and applies to all causes of action arising on or after that date. All insurance policies providing liability coverage for land, as defined in GS 139-41.3(b)(3) covered by Section 1 of this act shall be rerated on the anniversary dates of the policies next following the effective date of this act, to reflect the added limitation of liability contained in GS 139-41.3.

SL 2001-273 (S 269). AMEND INVESTMENT ADVISER LAW. *AN ACT TO AMEND THE DEFINITION OF INVESTMENT ADVISER REPRESENTATIVE; TO ALLOW MULTIPLE REGISTRATION OF INVESTMENT ADVISER REPRESENTATIVES FOR CERTAIN PURPOSES; AND TO REVISE THE REGISTRATION AND NOTICE FILING PROCEDURES.* Summarized in *Daily Bulletin* 3/1/01 and 4/23/01. Enacted July 9, 2001. Effective Oct. 1, 2001, and applies to applications for initial or renewal registrations and notice filings filed on or after that date.

NEXT SESSIONS

July 10, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

2001/96

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 96 Vol. 2001, No. 96 Senate Legislative Day 96

Tuesday, July 10, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 10, 2001

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PUBLIC BILLS

H0031 PRESIDENTIAL ELECTOR CHALLENGE. 04-02-01, 04-11-01, 06-26-01	H	RATIFIED
H0034 BAN BUTTERFLY AND PUNCH CARD BALLOTS. 04-09-01, 07-10-01	S SA	REPTD FAV COM SUBSTITUTE COM SUBSTITUTE ADOPTED
H0041 SECURITIES TRANSFER ON DEATH. 07-09-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 7/12/2001
H0057 LABELING CAMPAIGN ADS. 04-12-01, 04-17-01, 07-10-01	SA S	AMEND ADOPTED #1 PASSED 2ND & 3RD READING
H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001. 03-14-01, 03-20-01, 07-09-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 7/12/2001
H0218 INJURY TO COMMODITIES OR PRODUCTION SYSTEMS. 04-19-01, 04-25-01, 06-26-01	H	RATIFIED
H0236 SANITARY DISTRICT SATELLITE ANNEXATION. 05-08-01	S	REPTD FAV

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H0270 HONORING DALE EARNHARDT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
	S	REC FROM HOUSE
	S	PLACED ON CAL FOR 7/10/2001
	S	PASSED 2ND & 3RD READING
H0275 INFANT HOMICIDE PREVENTION ACT.	H	PLACED ON CAL FOR 7/11/2001
03-21-01, 04-19-01, 04-24-01, 06-27-01		
H0307 MINIMUM HOUSING STANDARDS.	H	PRES. TO GOV. 7/10/2001
H0363 INDIAN LAND IN TRUST.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/11/2001
07-04-01		
H0385 CONSOLIDATE BUSINESS PROVISIONS.	S	REPTD FAV
03-07-01, 07-03-01		
H0440 EMBALMERS AND FUNERAL DIRECTORS.	H	RATIFIED
04-04-01, 04-19-01, 04-23-01, 06-13-01, 06-26-01		
H0558 REAL ESTATE/TRAVEL AGENT FEES REGULATED.	S	REPTD FAV
04-03-01		
H0593 HEALTH INSURANCE/LICENSED PROF'L COUNSELOR	H	CONCURRED IN S/COM SUB
06-27-01		
H0824 INSTALLATION OF SEWER CLEANOUT REQUIRED.	S	REPTD FAV
04-03-01		
H0897 APPOINTMENTS/TRIANGLE NATIVE AMERICAN SOCIETY.	S	PASSED 2ND & 3RD READING
04-18-01, 07-04-01		
H0968 SOIL AND WATER EMPLOYEE JUDGMENTS.	H	CONCURRED IN S/COM SUB
06-27-01		
H0980 CHILDREN IN VOTING ENCLOSURES.	H	RATIFIED
04-18-01, 06-26-01		
H1019 AMEND SEPTAGE MANAGEMENT PROGRAM.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
04-19-01, 06-05-01, 07-10-01		
H1041 BALLOT INSTRUCTIONS IN SPANISH.	H	RATIFIED
04-23-01, 06-26-01		
H1067 CLARIFY AUTO REPAIR BILL OF RIGHTS.	H	CONCURRED IN S/COM SUB
04-17-01, 06-20-01, 07-03-01		
H1286 VICTIM'S INFORMATION REPOSITORY.	S	PASSED 2ND & 3RD READING
H1430 BUDGET FEE PROVISIONS.	H	PASSED 2ND READING
06-25-01, 07-04-01		
H1461 HONORING LIFE & MEMORY OF JACOB WILBERT FORBES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
	S	REC FROM HOUSE
	S	PLACED ON CAL FOR 7/10/2001
	S	PASSED 2ND & 3RD READING
07-10-01		
S0040 BLANK APPROPRIATIONS BILL-3.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
S0173 NO DEATH PENALTY/MENTALLY RETARDED.	H	PLACED ON CAL FOR 7/11/2001
04-19-01, 04-23-01, 07-04-01		

S0247 REALLOCATE CLEAN WATER BOND FUNDS.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
06-28-01		
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-09-01		
S0314 FARM VEHICLE REG. FEE REDUCED.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
07-10-01		
S0353 DOR DEBT COLLECTION CHANGES.	H	CONF COM APPOINTED
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01		
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	S	CONCURRED IN H/COM SUB
04-25-01, 06-20-01, 07-02-01		
*S0387 REQUIRE EXPERIENCE OF GENERAL CONTRACTORS.	H	AMEND FAILED #1
	HF	FAILED 3RD READING
04-18-01		
S0471 MINIMUM HOUSING STANDARDS.	H	POSTPONED TO 7/12/2001
07-03-01		
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	H	PLACED ON CAL FOR 7/11/2001
04-25-01, 07-04-01		
S0628 OUT-OF-STATE CPAS/FEES.	H	POSTPONED TO 7/11/2001
05-22-01		
S0690 CENTENNIAL AUTHORITY CHANGES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0715 DSS/INDIAN AFFAIRS COLLABORATION.	H	POSTPONED TO 7/11/2001
S0729 MOTORCYCLE INSURANCE RATES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-10-01		
S0751 NO DRUGS AT CHILD CARE CENTERS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-24-01		
S0817 BUILDING CODE REVISIONS.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
04-23-01, 07-04-01		
S0826 CRIMINAL RECORD CHECK CHANGE/LONG-TERM CARE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON JUDICIARY II
04-19-01, 04-23-01, 07-10-01		
S0836 SCHOOL ASSIGNMENT/CHILD IN PRE-ADOPTIVE HOME.	H	PASSED 2ND READING
S0972 SCRAP TIRE AMENDMENTS.	S	REPTD FAV
	S	RE-REF COM ON FINANCE
S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT.	S	RATIFIED
06-28-01		
S1062 SUBSTANCE ABUSE PROFESSIONALS.	S	REPTD FAV

LOCAL BILLS

H0868 NAVASSA ANNEXATION/CHARTER. 04-25-01, 07-03-01	H	POSTPONED TO 7/16/2001
S0024 WEST NORMAN INCORPORATION. 03-05-01	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0559 ASHEVILLE FORCE ACCOUNT LIMIT. 04-25-01, 06-27-01	S	RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 314. FARM VEHICLE REG. FEE REDUCED. Intro. 03/05/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO REDUCE THE FARM VEHICLE REGISTRATION FEE TO ONE DOLLAR AND EXTEND THE RENEWAL CYCLE TO FIVE YEARS.* Amends GS 20-88(b) as title indicates by substituting rate schedule based on vehicle weight with a flat rate of $1.00 per vehicle. Effective July 1, 2003.

S 729. MOTORCYCLE INSURANCE RATES. Intro. 3/29/01. House committee substitute makes the following changes to 1st edition. Adds new GS 58-36-3 and rewrites GS 58-37-35(l), to provide that in the Articles dealing with the NC Rate Bureau and the NC Motor Vehicle Reinsurance Facility, the term "nonfleet private passenger motor vehicle" does not mean a motorcycle as defined in GS 20-4.01(27)d. Rewrites GS 58-37-1(6) (in relation to reinsurance facility) to provide that the term "motor vehicle" also means a motorcycle as defined in GS 20-4.01(27)d. Changes effective date from Oct. 2, 2001, to Jan. 1, 2002.

S 826. CRIMINAL RECORD CHECK CHANGE/LONG-TERM CARE. Intro. 4/3/01. House committee substitute makes the following changes to 3rd edition. Rewrites title to read *AN ACT TO REPEAL THE REQUIREMENT FOR A NATIONAL CRIMINAL HISTORY RECORD CHECK FOR CERTAIN LONG-TERM CARE FACILITIES BECAUSE OF FEDERAL REQUIREMENTS LIMITING DISTRIBUTION OF RECORD CHECK RESULTS AND TO ESTABLISH THE STUDY COMMISSION ON CRIMINAL HISTORY RECORD CHECKS.* Rewrites bill to (1) create the Study Comm'n (instead of "Legislative Study Comm'n") on Criminal History Record Checks; (2) make changes in membership of the comm'n, including increasing size from 22 to 25 members and providing for five members to be appointed by the Governor; (3) require comm'n to file its final report on or before the convening of the 2002 Regular Session of the 2001 General Assembly (instead of 2003 Session); and (4) make all provisions relating to the study comm'n effective July 1, 2001.

HOUSE BILLS

H 34. BAN BUTTERFLY AND PUNCH-CARD BALLOTS. Intro. 2/1/01. Senate committee substitute makes the following changes to 2nd edition. Rewrites bill to (1) make clear that its provisions apply to official ballots in any referendum, primary, or other election; (2) add provision that in counties that used punch-card ballots as official ballots in the Nov. 2000 election, and in any municipalities in those counties, the prohibition against punch-card ballots becomes effective Jan. 1, 2004; (3) express intent that any county that uses county funds to replace voting equipment to satisfy the prohibition against punch-card ballots be given priority in appropriations to counties for voting equipment; (4) specifically use and define the term "butterfly ballot," and (5) provide for the recodification of the two new sections in the event that Senate Bill 17 becomes law.

H 57. LABELING CAMPAIGN ADS. Intro. 02/07/01. Senate amendment changes 3rd edition to provide that, in a newspaper advertisement or insert, the total height of the disclosure statement need not constitute five percent of the printed space of the advertisement if the type of the disclosure statement is at least 28 points in size. Reduces from three seconds to two seconds the required length of disclosure statements for radio advertisements, provided the statement is spoken so that its contents may be easily understood.

H 1019. AMEND SEPTAGE MANAGEMENT PROGRAM. Intro. 4/9/01. Senate committee substitute makes the following changes to 3rd edition: (1) changes title to read *AN ACT TO AMEND THE SEPTAGE MANAGEMENT PROGRAM AND TO INCREASE CERTAIN PERMIT FEES UNDER THAT PROGRAM*; (2) rewrites proposed GS 130A-291.1(g) to provide that production of a crop in accordance with an approved nutrient management plan on land that is permitted as a septage land application site amounts to a bona-fide farm purpose for county zoning purposes (and is thus exempt); (3) provides that the Comm'n for Health Services and the Dep't of Environment and Natural Resources shall begin the temporary rule-making process within 30 days of the bill's effective date (3rd ed., Comm'n to initiate rule-making); (4) makes temporary rules and the substantive sections of act effective Jan. 1, 2002 (3rd ed., when act becomes law); and (5) makes a number of editorial changes.

H 1461. HONORING LIFE AND MEMORY OF JACOB WILBERT FORBES. Intro. 6/28/01. House committee substitute makes editorial changes to 1st edition.

NEXT SESSIONS

Wednesday, July 11, 2001

HOUSE convenes at 1:00 p.m.

SENATE convenes at 3:00 p.m.

2001/97

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 97 Vol. 2001, No. 97 Senate Legislative Day 97

Wednesday, July 11, 2001

N.C. DOCUMENTS CLEARINGHOUSE
JUL 13 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 11, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0031 PRESIDENTIAL ELECTOR CHALLENGE.	H PRES. TO GOV. 7/11/2001
04-02-01, 04-11-01, 06-26-01	
H0034 BAN BUTTERFLY AND PUNCH CARD BALLOTS.	SA AMEND ADOPTED #1
	S PASSED 2ND & 3RD READING
04-09-01, 07-10-01, 07-11-01	
H0076 PURPLE HEART MEMORIAL HIGHWAY.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
07-11-01	
H0218 INJURY TO COMMODITIES OR PRODUCTION SYSTEMS.	H PRES. TO GOV. 7/11/2001
04-19-01, 04-25-01, 06-26-01	
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	S PASSED 2ND READING
05-08-01	
#H0270 HONORING DALE EARNHARDT.	H RATIFIED
	HR CH. RES 2001-23
H0275 INFANT HOMICIDE PREVENTION ACT.	H CONCURRED IN S/COM SUB
03-21-01, 04-19-01, 04-24-01, 06-27-01	
H0363 INDIAN LAND IN TRUST.	S WITHDRAWN FROM CAL
	S PLACED ON CAL FOR 7/12/2001
07-04-01	
H0381 MENTAL HEALTH SYSTEM REFORM.	HA REPTD FAV COM SUBSTITUTE
	H RE-REF COM ON APPROPRIATIONS
	H WITHDRAWN FROM COMM
	H RE-REF COM ON MENTAL HEALTH
07-11-01	

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H0385 CONSOLIDATE BUSINESS PROVISIONS.	S	PASSED 2ND & 3RD READING
03-07-01, 07-03-01		
H0432 LICENSING SELLING OF CARS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-22-01, 04-04-01, 07-11-01		
H0440 EMBALMERS AND FUNERAL DIRECTORS.	H	PRES. TO GOV. 7/11/2001
04-04-01, 04-19-01, 04-23-01, 06-13-01, 06-26-01		
H0558 REAL ESTATE/TRAVEL AGENT FEES REGULATED.	S	PASSED 2ND & 3RD READING
04-03-01		
H0593 HEALTH INSURANCE/LICENSED PROF'L COUNSELOR	H	RATIFIED
06-27-01		
H0635 REGULATE BODY PIERCING.	H	REPTD TO APPROPRIATIONS
04-12-01		
H0824 INSTALLATION OF SEWER CLEANOUT REQUIRED.	S	PASSED 2ND & 3RD READING
04-03-01		
H0833 HONORING JOHN LAWSON	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
H0968 SOIL AND WATER EMPLOYEE JUDGMENTS.	H	RATIFIED
06-27-01		
H0980 CHILDREN IN VOTING ENCLOSURES.	H	PRES. TO GOV. 7/11/2001
04-18-01, 06-26-01		
H1041 BALLOT INSTRUCTIONS IN SPANISH.	H	PRES. TO GOV. 7/11/2001
04-23-01, 06-26-01		
H1067 CLARIFY AUTO REPAIR BILL OF RIGHTS.	H	RATIFIED
04-17-01, 06-20-01, 07-03-01		
H1130 MUNICIPAL SECONDARY ROADS PAVED.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-11-01		
H1157 SCRAP TIRE AMENDMENTS.	HA	AMEND ADOPTED #1,#3
	H	PASSED 2ND READING
07-10-01, 07-11-01		
H1171 JUDICIAL PUBLIC FINANCING.	HA	REPTD COM SUB W/O PREJUD
	H	RE-REF COM ON ELECTION LAW AND CAMPAIGN FINANCE REFORM
07-11-01		
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 7/12/2001
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 7/12/2001
04-23-01, 06-06-01, 07-11-01		
H1286 VICTIM'S INFORMATION REPOSITORY.	H	RATIFIED
H1318 FARM MACHINERY FRANCHISE LAW.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 07-11-01		
H1430 BUDGET FEE PROVISIONS.	H	POSTPONED TO 7/12/2001
06-25-01, 07-04-01		
H1455 HONORING IRA T. HARDISON AND JOHN F. MCNAIR.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
H1460 HONORING JACKSON COUNTY'S FOUNDERS.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 7/12/2001
#H1461 HONORING LIFE & MEMORY OF JACOB WILBERT FORBES.	H	RATIFIED
	HR	CH. RES 2001-24
07-10-01		

S0040 BLANK APPROPRIATIONS BILL-3.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S PASSED 2ND & 3RD READING H REC FROM SENATE H PLACED ON CAL FOR 7/12/2001
07-11-01	
S0173 NO DEATH PENALTY/MENTALLY RETARDED.	HA AMEND ADOPTED #1A,#1B,#3,#4, #2 H PASSED 2ND READING
04-19-01, 04-23-01, 07-04-01, 07-11-01	
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	S RATIFIED
04-25-01, 06-20-01, 07-02-01	
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	H POSTPONED TO 7/12/2001
04-25-01, 07-04-01	
S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
04-25-01, 07-11-01	
S0628 OUT-OF-STATE CPAS/FEES.	H POSTPONED TO 7/17/2001
05-22-01	
S0680 LAWFUL FIREARM ACTIVITIES PROTECTED.	H WITHDRAWN FROM COMM H RE-REF COM ON JUDICIARY III
04-25-01, 06-26-01, 06-27-01	
S0729 MOTORCYCLE INSURANCE RATES.	H WITHDRAWN FROM CAL H RE-REF COM ON INSURANCE
07-10-01	
S0836 SCHOOL ASSIGNMENT/CHILD IN PRE-ADOPTIVE HOME.	H PASSED 3RD READING
S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT.	S PRES. TO GOV. 7/11/2001
06-28-01	
S1062 SUBSTANCE ABUSE PROFESSIONALS.	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 7/12/2001

LOCAL BILLS

H0695 LIFT MECKLENBURG CO. ZONING SUNSET.	S REPTD FAV
H0696 LIFT MECKLENBURG MUNI. ZONING SUNSET.	S REPTD FAV
#S0559 ASHEVILLE FORCE ACCOUNT LIMIT.	SR CH. SL 2001-274
04-25-01, 06-27-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 40. CONTINUE OPERATIONS OF GOVERNMENT. Intro. 2/5/01. Senate committee substitute makes the following changes to 1st edition: (1) changes title to *AN ACT TO EXTEND THE EXPIRATION DATE OF THE LEGISLATION AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2001, AND EXTENDING EXPIRING PROVISIONS OF LAW*; (2) amends Sec. 8 of SL 2001-250 as title indicates to postpone expiration of the continuing operations bill from July 16, 2001, to July 31, 2001; and (3) changes effective date of S 40 to when it becomes law (1st ed., July 1, 2001).

S 173. NO DEATH PENALTY/MENTALLY RETARDED. Intro. 2/19/01. House amendments make the following changes to 5th edition. Amendment 1A amends new GS 15A-2004 to delete provision allowing court to order a pretrial hearing to determine if a defendant is mentally retarded upon a finding that such a pretrial hearing is in the best interest of justice. Amendment 1B amends new GS 15A-2005 to clarify time limitations on postconviction motions for appropriate relief based upon defendant's mental retardation. For death sentences entered prior to Oct. 1, 2001, motions must be filed on or before Jan. 31, 2002. If defendant's trial was in progress on Oct. 1, 2001, the motion must be filed within 120 days of the imposition of the death sentence. Amendment 2 amends definition of mental retardation to be subaverage general intellectual functioning and significant limitations in adaptive functioning that was manifested and documented before the age of 18. (Amendment 4 deletes requirement that the limitations be documented before 18). Amendment 2 also defines significant limitations in adaptive functioning to mean significant limitations in two or more of the following: communication, self-care, home living, social skills, community use, self-direction, health and safety, functional academics, and leisure and work skills. Specifies that defendant has burden of proving elements of mental retardation, and specifies that IQ of 70 or below is only some evidence of mental retardation and not sufficient to support a finding of mental retardation without evidence of limitations in adaptive functioning manifested by defendant before the age of 18. Amendment 3 deletes provision of new section 15A-2000(b) which required the imposition of a life sentence if the jury cannot reach a unanimous decision as to defendant's mental retardation.

S 627. LIABILITY INSURANCE FOR UNIV. STUDENTS. Intro. 3/21/01. House committee substitute makes the following changes to 2nd edition: (1) requires that no permit to park may be issued until the student requesting the permit provides the name of the insurer, the policy number under which the student has financial responsibility, and the student certifies that the motor vehicle is insured at levels set forth in GS 20-279.1(11) or higher (2nd ed., student need demonstrate proof of financial responsibility), and (2) changes effective date of act to Jan. 1, 2002, (2nd ed., Oct. 1, 2001) and applies to all student requests for permits to park submitted on or after that date.

HOUSE BILLS

H 34. BAN BUTTERFLY AND PUNCH-CARD BALLOTS. Intro. 2/1/01. Senate committee substitute makes the following changes to 3rd edition. Changes effective date for ban on punch-card ballots in those counties, and municipalities within those counties, that used punch-card ballots in the November 2000 election to Jan. 1, 2006 (was 2004). Makes other technical changes.

H 76. PURPLE HEART MEMORIAL HIGHWAY. Intro. 2/8/01. Senate committee substitute makes the following changes to 1st edition. Deletes requirement that signs be placed and dedicated on Aug. 7, 2001. Requires that the Dep't of Transportation calculate the costs of designing and placing signs required by act, and specifies that the Military Order of the Purple Heart shall pay the cost to erect the signs.

H 381. MENTAL HEALTH SYSTEM REFORM. Intro. 03/01/01. House committee substitute makes the following changes to 1st edition. Restores provisions permitting counties to provide mental health, developmental disabilities, and substance abuse services through an area authority. Counties may provide services through an area authority governed by an area board, or through a county program governed by a board of county commissioners or as provided in an interlocal agreement entered into by two or more counties. The Secretary of DHHS must certify area authorities and county programs as either a single-county area authority, a single-county program, a multicounty area authority, or a multicounty program. Before establishing a county program, the county board of commissioners (or county boards of commissioners intending to participate in a multicounty program) must hold a public hearing with notice published at least 10 days before the hearing. Counties choosing to establish a multicounty program must do so by entering into an interlocal agreement pursuant to Article 20 of GS Chapter 160A. Deletes requirement that interlocal agreement must designate a single administering county, but adds provisions requiring the interlocal agreement to provide for (1) a targeted minimum population of 200,000 or a targeted minimum number of five counties served by the program; (2) written notification to the Sec'y prior to the termination of the interlocal agreement; and (3) appointment of an advisory committee that reports to a designated county manager. The interlocal agreement must designate entities authorized to appoint the advisory committee. In a single-county program, the advisory committee is appointed by the county commissioners. Appointments to the advisory committee must take into consideration citizen participation, equitable

representation of disability groups, and equitable representation of participating counties. As least fifty percent of advisory committee membership must conform to the requirements for area board composition in new GS 122C-118.1(b)(1)-(4).

In a single-county program, the program director must be appointed by the county manager; in a multicounty program, the program director must be appointed in accordance with the terms of the interlocal agreement. A multicounty program director (and the director for an area authority) must at a minimum, have a masters degree, related experience, and management experience. Except as otherwise specifically provided, sections of GS Ch. 122C related to area authority powers and duties, area board composition and appointment, area director powers and duties, financing and title of area authority property, liability insurance and defense of employees and officers, area authority salary plans, and privacy of area authority personnel records, do not apply to county programs.

Every county, through an area authority or county program, must develop a business plan for the management and delivery of services, which plan must be approved by the Sec'y. A business plan for an area authority must be developed by the area board and submitted to the board of county commissioners for approval. A multicounty area authority must submit its business plan to each participating board of county commissioners for approval, and the participating boards of commissioners must jointly submit one approved business plan to the Sec'y. County programs and area authorities must submit to the Sec'y and county commissioners quarterly service delivery reports that address service shortages and annual reports assessing progress in implementing local service plans. Within 30 days of the end of each quarter of the fiscal year, the program director and finance director of the county program must present to the board or boards of county commissioners a budgetary statement and balance sheet that details the assets, liabilities, and fund balance of the county program. Similarly, the area director and finance officer for an area authority must submit quarterly reports, in a form prescribed by the county, to the board or boards of county commissioners. A multicounty area authority must submit its annual audit to each board of county commissioners for the participating counties.

Changes size and composition of area board. An area board must have no fewer than 11 and no more than 15 members (now, no fewer than 15 members). Requires membership to include an individual with financial expertise or a county finance officer, an individual with expertise in management or business, and individual representing the interests of children. At least 50 percent of the members of the area board must represent the following: (1) a physician; (2) a clinical professional from the fields of mental health, developmental disabilities, or substance abuse; (3) a family member, or an individual from citizens' organizations composed primarily of consumers or their family members, representing the interests of individuals with mental illness, recovering from addiction, and with developmental disabilities; and (4) openly declared consumers with mental illness, with developmental disabilities, and in recovery from addiction. An area board member may concurrently fulfill more than one category of membership if the member has the qualifications or attributes of more than one category of membership. Sets a two term limit with four-year terms.

Requires area board to evaluate annually the performance of the area director according to criteria established by the Sec'y and the area board. In conducting the evaluation, the area board must consider comments from the board or boards of county commissioners. Adds to area director's duties the responsibility to develop the budget of the area authority, to provide information and advice to the board of county commissioners through the county manager, and to act as a liaison between the area authority and DHHS.

Whenever the board of commissioners of each county constituting an area authority determines that an area authority is not operating in the best interest of consumers, it may direct that the area authority be dissolved. In addition, whenever the board of commissioners of a county that is a member of an area authority determines that an area authority is not operating in the best interest of consumers of that county, it may withdraw from the area authority. Dissolution or withdrawal must be effective only at the end of the fiscal year, and no dissolution or withdrawal may occur without the acting county or counties first demonstrating that continuity of services will be assured and without prior approval of the Sec'y. Dissolution and withdrawal requires a public hearing with 10 days public notice of the hearing. Includes provisions addressing distribution of budgetary surplus and allocation of liabilities when a county or counties opts for dissolution or withdrawal.

With respect to state government, committee substitute adds to the powers and duties of the Sec'y of DHHS the duty to (1) establish a process for permitting area authorities and county programs to provide services directly (versus through contract agencies); (2) sponsor training opportunities in the fields of mental health, developmental disabilities, and substance abuse; (3) adopt rules for the enforcement of client rights; (4) enforce client rights; and (5) adopt rules for the implementation of a uniform portal process. (Repeals single portal provisions in GS 122C.) Procedures for monitoring and oversight of area authorities and county programs must include performance measures and report cards for each authority and program. In addition to items listed in first edition, requires the State Plan for Mental Health, Developmental Disabilities, and Substance Abuse Services to include service

standards and implementation of a uniform portal process. Requires the Sec'y, when there is the likelihood of suspension of funding, assumption of service delivery or management, or appointment of a caretaker board under new GS 124.1, to notify in writing the area authority or county program. The notice must state the particular deficiencies in services or administration that must be remedied to avoid action by the Sec'y, and the area authority or county program has 60 days to take remedial action to correct the deficiencies. The Sec'y must provide technical assistance to the area authority or county program on remedying deficiencies.

Requires each area authority and county program to establish a human rights committee responsible for protecting the rights of clients, and requires the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services to adopt rules governing human rights committee establishment, appointment, composition, and duties. Human rights committees for multicounty programs and multicounty area authorities must include a representative from each of the participating counties.

Appropriates from the General Fund to DHHS $1.6 million for 2002-2003 to create incentives for counties to consolidate services into multicounty programs or multicounty area authorities. Multicounty area authorities and multcounty programs consisting of two counties with a total population of at least 200,000, or consisting of at least five counties, shall receive $250,000 in each of the first two fiscal years of area authority or county program implementation. For each county added to the two-county program, an additional $50,000 of incentive funds shall be provided in each fiscal year.

In preparation for phase-in of system change, requires DHHS to develop format and required content for business plans, and to develop a plan for consolidation of programs that reduces the total number of area authorities and county programs to at least 20 by Jan. 1, 2007. Each area authority and county program must submit its business plan to the Sec'y by Jan. 1, 2003, and the Sec'y must review and certify all county programs and area authorities for readiness by July 1, 2004. Moves up date for development of State Plan to Dec. 1, 2001. With the exception of the appropriations provisions, which are effective July 1, 2001, and the phase-in provisions effective when the bill becomes law, the act is effective July 1, 2002.

H 432. LICENSING SELLING OF CARS. Intro. 3/01/01. Senate committee substitute makes the following changes to 3rd edition: (1) deletes provisions making it a Class 1 misdemeanor to violate any provision relating to licensing requirements; (2) provides that the course-completion requirements do not apply to a manufactured home dealer licensed under GS 143-143.11 who complies with the continuing education requirements of GS 143-143.11B; (3) provides that neither the course-completion requirements nor the application-fee requirement apply to persons age 62 or older, as of July 1, 2002, who are seeking a renewal license; and (4) clarifies that the act applies to licenses issued to used motor vehicle dealers on or after the effective date of July 1, 2002.

H 1130. MUNICIPAL SECONDARY ROADS PAVED. Intro. 4/12/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO PROVIDE THAT CERTAIN NEWLY INCORPORATED MUNICIPALITIES THAT ARE NOT ELIGIBLE FOR POWELL BILL FUNDS AND THAT HAD ROADS ON THE SECONDARY PAVING PRIORITY LIST SHALL KEEP THEIR PREINCORPORATION SECONDARY ROAD PAVING PRIORITY.* Adds municipalities incorporated between June 1, 1978, and June 30, 1978, to provisions of bill.

H 1157. ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD. Intro. 4/12/01. Senate committee substitute, adopted 7/10/01, makes the following changes to 1st edition. Replaces original bill with bill entitled *AN ACT TO COMBAT TAX FRAUD, ENHANCE CORPORATE COMPLIANCE WITH TAXES ON TRADEMARK INCOME, ASSURE THAT FRANCHISE TAX APPLIES EQUALLY TO CORPORATE ASSETS, AND CONFORM CORPORATE DIVIDEND TREATMENT TO THE GENERALLY ACCEPTED FORMULA USED IN OTHER STATES.* Substantially identical to provisions in S 1005, 3rd ed., sections 34.6(a) through 34.6(e) and section 34.5(a) [summarized in *Daily Bulletin* of 5/29/01]. Adds provisions providing that fraudulent underpayment of taxes in article constitutes a Class H felony. Specifies that a taxpayer who receives royalty payments for use of trademarks in the state and willfully fails to report the income is "considered to have willfully attempted to defeat this section." Further, a tax preparer is considered to have aided and abetted in the fraud if the preparer signs a return knowing that such income was not reported. Fraud provisions relating to royalty payments from trademarks apply to offenses committed on or after Dec. 1, 2001.

H 1157. ENFORCE TAX COMPLIANCE & EQUITY/NO FRAUD. Intro. 4/12/01. House amendments make the following changes to 2nd edition. Amendment 1 amends definition of "related entity" to include a stockholder or a member of a stockholder's family if the stockholder and the family member own in aggregate at least 80% (was

50%) of the value of the taxpayer's outstanding stock. Also amends definition of "related member" to include persons to or for whom there would be attribution of stock ownership pursuant to section 1563(e) of the Internal Revenue Code if the phrase '5 percent or more' in that section were replaced by '20% or more'. Amendment 2 deletes provision that taxpayers who receive royalty payments for use of trademarks and willfully fail to report the payments as income are guilty of fraud and provision that tax preparers who knowingly fail to include such income on tax returns are guilty of aiding and abetting the commission of a fraud.

H 1171. JUDICIAL ELECTION REFORM. Intro. 4/12/01. House committee substitute replaces blank bill and makes the following changes to 1st edition. Changes title to *AN ACT TO LOWER CONTRIBUTION LIMITS FOR CANDIDATES FOR THE STATE COURT OF APPEALS AND THE STATE SUPREME COURT AND TO PROVIDE AN ALTERNATIVE MEANS OF FINANCING THEIR CAMPAIGNS.* Adds new GS 163, Art. 22E, "The Impartial Justice Act," to provide for new methods of judicial campaign financing. Establishes a new North Carolina Democracy Trust Fund (Fund), administered by the State Board of Elections (Board), as an alternative source of campaign financing for candidates who voluntarily accept strict fund-raising and spending limits in their campaigns for election to the N. C. Court of Appeals or Supreme Court.

Democracy Trust Fund: Sources of Financing. Provides that funding comes from three sources: (1) $50 from each annual license fee paid by attorneys; (2) voluntary donations; and (3) unspent Fund revenues that were originally distributed to an eligible candidate. Provisions increasing attorney license fees for this purpose apply with respect to licenses covering period beginning July 1, 2002.

Requirements for participation. Provides that candidates must first raise the "minimum qualifying contribution" equal to seven times the filing fee for the office but may not raise or spend an amount that exceeds the "maximum qualifying contribution" of fifty times the fee. All such qualifying contributions must be spent before the candidate spends money received from the Fund. Allows a candidate to spend the candidate's own funds or those of the candidate's spouse, parents, and siblings in an amount not to exceed an aggregate total of $1,000 Allows the candidate to accept in-kind contributions from political party executive committees up to an aggregate value of 10% of the amount the candidate is eligible to receive from the Fund.

Fund distributions. Fund distributions begin in the 2004 election year. Prohibits distributions of funds to uncontested primary elections, contested primary elections (except for "rescue funds" described below), and uncontested general elections. Directs that funds must be distributed to a candidate for a position on the Court of Appeals in an amount equal to 75 times the candidate's filing fee and to a candidate for a position on the Supreme Court in an amount equal to 150 times the candidate's filing fee.

Reporting requirements. Requires noncertified candidates with a certified opponent to report total incomes, expenses, and obligations to the Board when the total amount of campaign expenditures or obligations made, or funds raised or borrowed, exceeds 80% of the trigger funds. Also provides that any entity making independent expenditures in excess of $100 in support of or in opposition to a certified candidate must report the funds to the Board.

Rescue funds. When reports to the Board show that "funds in opposition to a certified candidate or in support of an opponent to that candidate" exceeds the trigger for "rescue funds" the Board is directed to issue an additional amount equal to the reported excess within certain limits. Limits total rescue funds to a certified candidate in a contested primary election to an amount equal to two times the maximum qualifying contributions for the office sought. Limits total rescue funds to a certified candidate in a contested general election to an amount equal to twice the amount that would be distributed in the absence of rescue.

Enforcement by the Board. Establishes the Democracy Trust Fund Advisory Council, composed of five gubernatorial appointees, to advise the Board.

Voter education. Directs the Board to publish a judicial voter guide that includes pertinent information about each candidate, including a candidate's statement about his or her own candidacy.

Adds GS 163-278.13(e2) to provide that no candidate (or a political committee organized in behalf of the candidate) for either of the courts named above may accept and no contributor may make a contribution during the period beginning 21 days before the day of the general election and ending the day after the election. Effective Jan. 1, 2004

Adds new GS 163-278.13(e3) to provide that no candidate for either court described above may accept a contribution in any election exceeding $500 from any individual, political committee, or other entity, and none of the latter may make such a contribution. Family members are excepted. Effective Jan. 1, 2003.

H 1246. BOG STUDY ADMISSIONS/YOUTHS IN IHES. Intro. 4/12/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Amend new section GS 115D-1.1 to allow a

student under 16 to enroll in a community college if the president of the college finds that the student is academically gifted and that the student has the maturity to attend college, and one of the following approves of the student's enrollment: (1) the local board of education if the student is enrolled in public school; (2) the administrator of the nonpublic school in which the student is enrolled; (3) the person who provides instruction for a child who is home schooled; or (4) the board of directors of the charter school in which the child is enrolled. Also provides that this section of the act will expire Sept. 1, 2004.

H 1318. FARM MACHINERY FRANCHISE LAW. Intro. 4/12/01. Senate committee substitute changes 2nd edition by deleting language that makes the act applicable to agreements entered into, modified, transferred, or renewed after Oct. 1, 2001, but retains Oct. 1, 2001, as the act's effective date.

LEGISLATION ENACTED

SL 2001-274 (S 559). ASHEVILLE FORCE ACCOUNT LIMIT. *AN ACT INCREASING THE FORCE ACCOUNT LIMIT OF THE CITY OF ASHEVILLE.* Summarized in *Daily Bulletin* 4/25/01 and 6/27/01. Enacted July 10, 2001. Effective July 10, 2001, and expires June 30, 2003.

NEXT SESSIONS

Thursday, July 12, 2001

HOUSE convenes at 11:00 a.m.

SENATE convenes at 10:00 a.m.

S: 2001/98

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 98 Vol. 2001, No. 98 Senate Legislative Day 98

Thursday, July 12, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 12, 2001

NOTES
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PUBLIC BILLS

H0041 SECURITIES TRANSFER ON DEATH.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/18/2001
07-09-01		
H0057 LABELING CAMPAIGN ADS.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
04-12-01, 04-17-01, 07-10-01		
H0146 MODIFY PARTNERSHIP TAX CREDIT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-19-01, 04-11-01, 07-12-01		
H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/17/2001
03-14-01, 03-20-01, 07-09-01		
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	S	PASSED 3RD READING
	H	RATIFIED
05-08-01		
H0275 INFANT HOMICIDE PREVENTION ACT.	H	RATIFIED
03-21-01, 04-19-01, 04-24-01, 06-27-01		
H0363 INDIAN LAND IN TRUST.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/17/2001
07-04-01		
H0432 LICENSING SELLING OF CARS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/17/2001
03-22-01, 04-04-01, 07-11-01		
H0558 REAL ESTATE/TRAVEL AGENT FEES REGULATED.	H	RATIFIED
04-03-01		

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student under 16 to enroll in a community college if the president of the college finds that the student is academically gifted and that the student has the maturity to attend college, and one of the following approves of the student's enrollment: (1) the local board of education if the student is enrolled in public school; (2) the administrator of the nonpublic school in which the student is enrolled; (3) the person who provides instruction for a child who is home schooled; or (4) the board of directors of the charter school in which the child is enrolled. Also provides that this section of the act will expire Sept. 1, 2004.

H 1318. FARM MACHINERY FRANCHISE LAW. Intro. 4/12/01. Senate committee substitute changes 2nd edition by deleting language that makes the act applicable to agreements entered into, modified, transferred, or renewed after Oct. 1, 2001, but retains Oct. 1, 2001, as the act's effective date.

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	S	PLACED ON CAL FOR 7/18/2001
07-09-01		
H0057 LABELING CAMPAIGN ADS.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
04-12-01, 04-17-01, 07-10-01		
H0146 MODIFY PARTNERSHIP TAX CREDIT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-19-01, 04-11-01, 07-12-01		
H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/17/2001
03-14-01, 03-20-01, 07-09-01		
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	S	PASSED 3RD READING
	H	RATIFIED
05-08-01		
H0275 INFANT HOMICIDE PREVENTION ACT.	H	RATIFIED
03-21-01, 04-19-01, 04-24-01, 06-27-01		
H0363 INDIAN LAND IN TRUST.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/17/2001
07-04-01		
H0432 LICENSING SELLING OF CARS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/17/2001
03-22-01, 04-04-01, 07-11-01		
H0558 REAL ESTATE/TRAVEL AGENT FEES REGULATED.	H	RATIFIED
04-03-01		

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H0593 HEALTH INSURANCE/LICENSED PROF'L COUNSELOR 06-27-01	H	PRES. TO GOV. 7/12/2001
H0824 INSTALLATION OF SEWER CLEANOUT REQUIRED. 04-03-01	H	RATIFIED
H0831 ELECTION CHANGES. 04-16-01, 04-23-01, 06-21-01, 07-03-01	H H	REPTD FAV CAL PURSUANT RULE 36(B)
H0897 APPOINTMENTS/TRIANGLE NATIVE AMERICAN SOCIETY. 04-18-01, 07-04-01	H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B)
H0968 SOIL AND WATER EMPLOYEE JUDGMENTS. 06-27-01	H	PRES. TO GOV. 7/12/2001
H1067 CLARIFY AUTO REPAIR BILL OF RIGHTS. 04-17-01, 06-20-01, 07-03-01	H	PRES. TO GOV. 7/12/2001
H1077 FIREFIGHTERS' AND RESCUE SQUAD WORKERS' RETIRE. 07-12-01	HA H	REPTD FAV COM SUBSTITUTE RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
H1157 ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD. 07-10-01, 07-11-01, 07-12-01	HA H H	AMEND ADOPTED #4 AMEND FAILED #5 PASSED 3RD READING
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES. 04-23-01, 06-06-01, 07-11-01	SA HA	CONF REPORT ADOPTED CONF REPORT ADOPTED
H1286 VICTIM'S INFORMATION REPOSITORY.	H	PRES. TO GOV. 7/12/2001
H1318 FARM MACHINERY FRANCHISE LAW. 04-24-01, 07-11-01	S	PASSED 2ND & 3RD READING
H1455 HONORING IRA T. HARDISON AND JOHN F. MCNAIR.	H	PLACED ON CAL FOR 7/16/2001
H1460 HONORING JACKSON COUNTY'S FOUNDERS.	S	WITHDRAWN FROM CAL
S0040 CONTINUE OPERATIONS OF GOVERNMENT. 07-11-01	S H	PLACED ON CAL FOR 7/18/2001 PASSED 2ND & 3RD READING
S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA. 04-25-01, 06-20-01, 07-02-01	S	PRES. TO GOV. 7/12/2001
S0400 NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES. 07-12-01	S SA S	REPTD FAV COM SUBSTITUTE COM SUBSTITUTE ADOPTED PLACED ON CAL FOR 7/17/2001
S0471 MINIMUM HOUSING STANDARDS. 07-03-01	H H	WITHDRAWN FROM CAL RE-REF COM ON WAYS AND MEANS
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS. 04-25-01, 07-04-01	H	PASSED 2ND READING
S0690 CENTENNIAL AUTHORITY CHANGES.	H	PLACED ON CAL FOR 7/16/2001
S0715 DSS/INDIAN AFFAIRS COLLABORATION.	H	PASSED 2ND & 3RD READING
S0751 NO DRUGS AT CHILD CARE CENTERS. 04-24-01	H	PLACED ON CAL FOR 7/16/2001
S0759 RAIL TRANSPORTATION LIABILITY. 04-23-01, 05-22-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 7/26/2001

S0815 MORTGAGE AMORTIZATION CHARTS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 07-12-01		
S0836 SCHOOL ASSIGNMENT/CHILD IN PRE-ADOPTIVE HOME.	S	RATIFIED
S1062 SUBSTANCE ABUSE PROFESSIONALS.	S	PASSED 2ND & 3RD READING
S1066 AMEND APPRAISERS ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 7/17/2001
06-26-01, 07-12-01		

LOCAL BILLS

H0695 LIFT MECKLENBURG CO. ZONING SUNSET.	S	PASSED 2ND & 3RD READING
	H	RATIFIED
H0696 LIFT MECKLENBURG MUNI. ZONING SUNSET.	S	PASSED 2ND & 3RD READING
	H	RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 400. NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES. Intro. 3/12/01. Senate committee substitute changes 2nd edition by making act effective Oct. 1, 2001, rather than July 1, 2001.

S 815. MORTGAGE AMORTIZATION CHARTS. Intro. 4/3/01. House committee substitute makes the following changes to 2nd edition. Clarifies that a lender must provide an amortization schedule to a person at the closing of a fixed rate home loan. Previous version did not specify application only to fixed rate home mortgage loans.

S 1066. AMEND APPRAISERS ACT. Intro. 4/5/01. Senate committee substitute makes the following changes to 2nd edition. Makes several technical changes. Also amends requirements for certification as a certified residential real estate appraiser to include requirement that applicant have at least 2,500 hours or the minimum federal requirement of appraisal experience within the proceeding five years and over a period of at least 2 years (was 2 ½ years). Also changes experience required for certification as a general real estate appraiser to 3,000 hours or the minimum federal requirement within the proceeding 5 year period and over a period of at least 2 ½ years (was 2 years).

HOUSE BILLS

H 146. MODIFY PARTNERSHIP TAX CREDIT. Intro. 2/19/01. Senate committee substitute makes the following changes to 3rd edition. Makes clarifying changes to GS 105-269.15(a) regarding the passing of income tax credits from partnership to partners, and specifies that maximum dollar limits and other limitations that apply in determining the amount of credit available to a taxpayer apply to same extent in determining credit for the partnership. Only exception is that a tax credit cannot exceed the amount of tax imposed on the taxpayer. Also adds new section GS 105-151.12(f) to provide that maximum dollar limitations apply separately to each partner as well. New section GS 105-151.12(f) expires for taxable years beginning on or after Jan. 1, 2005.

H 1077. FIREFIGHTERS' AND RESCUE SQUAD WORKERS' RETIRE. Intro. 4/11/01. House committee substitute makes the following changes to 1st edition. Replaces previous version with an *ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ISSUES RELATED TO PROVIDING CAREER FIREFIGHTERS AND RESCUE SQUAD WORKERS WITH INCREASED RETIREMENT BENEFITS.* As new title indicates. If study is undertaken, requires that the following issues be examined: (1) the nature and extent of

retirement benefits that should be provided to these workers, (2) the mechanisms through which they should be provided, and (3) alternatives for funding increased benefits and their impact. If undertaken, requires report to 2002 Regular Session. Appropriates $20,000 from the General Fund to the General Assembly in fiscal 2001-2002 for this purpose.

H 1157. ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD. Intro. 04/12/01. House amendment makes the following changes to 2nd edition, as amended July 11, 2001. Makes royalty reporting option effective for taxable years beginning on or after Jan. 1, 2001, and other technical changes to conform to July 11, 2001, amendment deleting fraud provision.

NEXT SESSIONS

Monday, July 16, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

'41
15:2001/99

Daily Bulletin

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House Legislative Day 99 Vol. 2001, No. 99 Senate Legislative Day 99

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Monday, July 16, 2001

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
July 16, 2001

NOTES
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PUBLIC BILLS

H0034 BAN BUTTERFLY AND PUNCH CARD BALLOTS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-09-01, 07-10-01, 07-11-01		
#H0075 APPELLATE REPORTS TO CHEROKEE SUPREME COURT.	H	SIGNED BY GOV. 7/13/2001
H0076 PURPLE HEART MEMORIAL HIGHWAY.	H	PLACED ON CAL FOR 7/17/2001
07-11-01		
H0146 MODIFY PARTNERSHIP TAX CREDIT.	S	PASSED 2ND READING
	S	PLACED ON CAL FOR 7/18/2001
03-19-01, 04-11-01, 07-12-01		
H0236 SANITARY DISTRICT SATELLITE ANNEXATION.	H	PRES. TO GOV. 7/13/2001
05-08-01		
H0275 INFANT HOMICIDE PREVENTION ACT.	H	PRES. TO GOV. 7/13/2001
03-21-01, 04-19-01, 04-24-01, 06-27-01		
#H0307 MINIMUM HOUSING STANDARDS.	H	SIGNED BY GOV. 7/13/2001
#H0334 EXEMPTION FOR INTERNS.	H	SIGNED BY GOV. 7/13/2001
06-14-01		
H0558 REAL ESTATE/TRAVEL AGENT FEES REGULATED.	H	PRES. TO GOV. 7/13/2001
04-03-01		
#H0598 BUILDING INSPECTIONS CONTRACTED.	H	SIGNED BY GOV. 7/13/2001
03-27-01, 04-04-01, 06-20-01		
#H0722 EXPAND VET. BD./INJUNCTIONS FOR CHIROPRACTIC BD.	H	SIGNED BY GOV. 7/13/2001
06-06-01, 06-25-01		

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H0774 PASSING PARKED EMERGENCY VEHICLE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-23-01, 07-16-01		
H0824 INSTALLATION OF SEWER CLEANOUT REQUIRED.	H	PRES. TO GOV. 7/13/2001
04-03-01		
H0833 HONORING JOHN LAWSON	H	PLACED ON CAL FOR 7/17/2001
#H0884 INNOCENCE PROTECTION ACT.	H	SIGNED BY GOV. 7/13/2001
04-19-01, 06-14-01, 06-18-01		
H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.	S	CONF COM APPOINTED
04-23-01, 06-21-01		
#H1111 SOIL & WATER CONSERVATION COMM. POWERS & DUTIES.	H	SIGNED BY GOV. 7/13/2001
06-21-01		
H1130 MUNICIPAL SECONDARY ROADS PAVED.	H	PLACED ON CAL FOR 7/17/2001
07-11-01		
H1157 ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
07-10-01, 07-11-01, 07-12-01		
H1174 INCREASE PENALTY/DRUG SALES @ PARKS.	S	REPTD FAV
H1217 NOTIFY DWI LIENHOLDERS IMMEDIATELY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
04-25-01, 07-16-01		
H1430 BUDGET FEE PROVISIONS.	H	PASSED 3RD READING
06-25-01, 07-04-01		
H1455 HONORING IRA T. HARDISON AND JOHN F. MCNAIR.	H	POSTPONED TO 7/24/2001
S0011 ELECTION CHANGES-MISC.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-09-01, 06-12-01, 07-16-01		
#S0040 CONTINUE OPERATIONS OF GOVERNMENT.	S	SIGNED BY GOV. 7/15/2001
	SR	CH. SL 2001-287
07-11-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-23-01, 07-16-01		
S0173 NO DEATH PENALTY/MENTALLY RETARDED.	HA	AMEND ADOPTED #5
	H	AMEND FAILED #6
	H	PASSED 3RD READING
04-19-01, 04-23-01, 07-04-01, 07-11-01, 07-16-01		
#S0243 RED LIGHT CAMERAS/CERTAIN CITIES.	S	SIGNED BY GOV. 7/13/2001
	SR	CH. SL 2001-286
03-12-01, 03-21-01, 04-02-01, 04-16-01, 06-11-01, 06-13-01, 06-14-01, 06-27-01		
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	H	PLACED ON CAL FOR 7/17/2001
04-09-01		
#S0365 ELECTRONIC LISTING FOR PROPERTY TAXES.	S	SIGNED BY GOV. 7/13/2001
	SR	CH. SL 2001-279
04-25-01		
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	H	PASSED 3RD READING
04-25-01, 07-04-01		
S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	H	PLACED ON CAL FOR 7/17/2001
04-25-01, 07-11-01		
S0690 CENTENNIAL AUTHORITY CHANGES.	H	PASSED 2ND & 3RD READING
S0715 DSS/INDIAN AFFAIRS COLLABORATION.	S	RATIFIED

S0751 NO DRUGS AT CHILD CARE CENTERS. 04-24-01	H	PASSED 2ND READING
S0836 SCHOOL ASSIGNMENT/CHILD IN PRE-ADOPTIVE HOME.	S	PRES. TO GOV. 7/13/2001

LOCAL BILLS

H0865 RESTRICT OFF-ROAD VEHICLES.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON FINANCE
H0868 NAVASSA ANNEXATION/CHARTER. 04-25-01, 07-03-01	H	POSTPONED TO 7/17/2001
S0024 WEST NORMAN INCORPORATION. 03-05-01	H	PLACED ON CAL FOR 7/17/2001

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 11. ELECTION CHANGES - MISC. Intro. 1/25/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROVIDE FOR FILLING VACANCIES IN NOMINATION FOR THE NATIONAL TICKET AND FOR PRESIDENTIAL ELECTOR; TO EXPAND THE NOTICE REQUIREMENT FOR PRECINCT CHANGES; TO CLARIFY THE RIGHT OF MILITARY/OVERSEAS VOTERS TO REGISTER AND VOTE ON ELECTION DAY; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO FOLLOW THE DIRECTION OF THE STATE BOARD OF ELECTIONS IN PRINTING ABSENTEE BALLOTS DURING AND AFTER THE PENDENCY OF APPEALS; TO REPEAL A COURT-DISAPPROVED PROVISION OF THE AD-LABELING LAW; TO TOLL THE VERIFICATION OF MUNICIPAL INCORPORATION PETITIONS DURING A PERIOD AROUND A PRIMARY OR ELECTION AND TO MAKE OTHER CHANGES TO THE INCORPORATION PETITION STATUTE; TO MAKE TECHNICAL CHANGES TO THE MANDATORY RECOUNT STATUTES; TO REQUIRE PRIVACY FOR THE VOTER TO MARK THE BALLOT; TO STOP THE DAILY CAMPAIGN FINANCE PENALTY AFTER THE POSTMARK DATE FOR ANY DAY WHEN THE BOARD OF ELECTIONS IS CLOSED; AND TO CHANGE THE MAILING REQUIREMENT FOR NOTICE OF LATE FILING.* Changes daily campaign finance penalty, set forth in GS 163-278.34(a), to provide that, if forms are filed by mail, no civil late penalty shall be assessed for any day after the date of postmark, and no penalty shall be assessed for any day when the board office at which the report is due is closed.

S 144. STREAMLINED SALES AND USE TAX AGREEMENT. Intro. 2/14/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes.

S 173. NO DEATH PENALTY/MENTALLY RETARDED. Intro. 2/19/01. House amendment makes the following changes to 5th edition. Makes technical changes only.

HOUSE BILLS

H 774. MOTOR VEHICLE PASSING LAWS/DALTON'S LAW. Intro. 3/26/01. Senate committee substitute makes the following changes to 3rd edition: (1) changes title to *AN ACT TO PROVIDE FOR HOW DRIVERS SHALL OPERATE THEIR MOTOR VEHICLES WHEN PASSING PARKED OR STANDING EMERGENCY VEHICLES THAT HAVE THEIR EMERGENCY LIGHTS ILLUMINATED, AND TO REQUIRE RENTAL CAR COMPANIES TO NOTIFY RENTERS OF THE LAW FORBIDDING PASSING OF A STOPPED SCHOOL BUS*; (2) provides that violation of the provisions concerning the passing of a parked or standing emergency vehicles shall not be negligence per se; and (3) adds new GS 66-207 to require rental car companies to provide renters with written notification of the law forbidding motorists from passing a stopped school bus receiving or discharging passengers. Directs the Division of Motor Vehicles (DMV) to develop the written notice and design a placard that

states or illustrates the law, and to do so in five specified languages. Requires DMV to publish both the notice and the placard on the Internet in downloadable form. Requires rental car company to post placard on airport shuttle buses and at rental counters. Relieves car rental company from any criminal or civil liability if it fails to comply. Makes provisions affecting rental car companies effective Dec. 1, 2001.

H 1217. NOTIFY DWI LIENHOLDERS IMMEDIATELY. Intro. 4/12/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO SPEED THE NOTIFICATION TO LIENHOLDERS WHEN A MOTOR VEHICLE IS SEIZED UNDER DWI FORFEITURE PROVISIONS AND TO SPEED THE RELEASE OF A SEIZED VEHICLE TO INNOCENT OWNERS.* Changes act's effective date from Dec. 1, 2001 to Jan. 1, 2002. Amends proposed GS 20-28.3(b2) to require notification by facsimile instead of by telephone and within eight instead of four hours of receipt of notice of seizure. Amends GS 20-28.3(e1) (pretrial release of motor vehicle to innocent owner) to require clerk instead of judge to make determination of innocent owner and to delete requirement of a hearing. Amends GS 20-28.2 and 20-28.3 to provide that order issued pursuant to sections authorizing release of seized vehicle must require payment of all towing and storage charges incurred as result of seizure and impoundment of motor vehicle, and requirement shall not be waived. Amends GS 20-28.4 to provide that court shall not waive payment of towing and storage costs.

LEGISLATION ENACTED

SL 2001-275 (H 695). LIFT MECKLENBURG COUNTY ZONING SUNSET. *AN ACT TO REPEAL THE SUNSET PROVISION RELATING TO MECKLENBURG COUNTY ZONING.* Summarized in *Daily Bulletin* 3/20/01. Enacted July 12, 2001. Effective July 12, 2001.

SL 2001-276 (H 696). LIFT MECKLENBURG MUNICIPAL ZONING SUNSET. *AN ACT TO REPEAL THE SUNSET RELATING TO MECKLENBURG MUNICIPAL ZONING.* Summarized in *Daily Bulletin* 3/20/01. Enacted July 12, 2001. Effective July 12, 2001.

SL 2001-277 (H 643). TESTIMONIAL PRIVILEGE FOR VIOLENCE VICTIMS. *AN ACT ESTABLISHING A QUALIFIED TESTIMONIAL PRIVILEGE FOR COMMUNICATIONS WITH AGENTS OF RAPE CRISIS CENTERS AND DOMESTIC VIOLENCE PROGRAMS.* Summarized in *Daily Bulletin* 3/15/01, 4/18/01, 6/13/01, and 6/18/01. Enacted July 12, 2001. Effective Dec. 1, 2001, and applies to all communications made on or after that date.

SL 2001-278 (H 598). BUILDING INSPECTIONS CONTRACTED. *AN ACT TO REPEAL THE REQUIREMENT THAT COUNTIES AND MUNICIPALITIES MAY ONLY ENTER INTO CONTRACTS WITH PRIVATELY EMPLOYED INDIVIDUALS OR THEIR EMPLOYERS FOR BUILDING INSPECTION SERVICES FOR SPECIFICALLY DESIGNATED PROJECTS.* Summarized in *Daily Bulletin* 3/14/01, 3/27/01, 4/4/01, and 6/20/01. Enacted July 13, 2001. Effective Oct. 1, 2001.

SL 2001-279 (S 365). ELECTRONIC LISTING FOR PROPERTY TAXES. *AN ACT TO PROVIDE FOR ELECTRONIC LISTING OF BUSINESS PERSONAL PROPERTY FOR AD VALOREM TAXES AND TO ALLOW COUNTIES TO EXTEND THE LISTING PERIOD FOR ELECTRONIC LISTING.* Summarized in *Daily Bulletin* 4/25/01. Enacted July 13, 2001. Effective July 13, 2001.

SL 2001-280 (H 75). APPELLATE REPORTS TO CHEROKEE SUPREME COURT. *AN ACT TO PROVIDE FOR THE DISTRIBUTION OF COPIES OF THE APPELLATE DIVISION REPORTS TO THE CHEROKEE SUPREME COURT.* Summarized in *Daily Bulletin* 2/8/01. Enacted July 13, 2001. Effective July 13, 2001.

SL 2001-281 (H 722). EXPAND VETERINARY BOARD/INJUNCTIONS FOR CHIROPRACTIC BOARD. *AN ACT TO INCREASE THE MEMBERS OF THE NORTH CAROLINA VETERINARY MEDICAL BOARD FROM SEVEN TO EIGHT AND TO ALLOW THE BOARD OF CHIROPRACTIC EXAMINERS TO BRING AN ACTION FOR INJUNCTIVE RELIEF IN SUPERIOR COURT TO PREVENT PERSONS FROM PRACTICING CHIROPRACTIC WITHOUT A LICENSE.* Summarized in *Daily Bulletin* 3/22/01, 6/6/01, and 6/25/01. Enacted July 13, 2001. Effective July 13, 2001.

SL 2001-282 (H 884). INNOCENCE PROTECTION ACT. *AN ACT TO ASSIST AN INNOCENT PERSON CHARGED WITH OR WRONGLY CONVICTED OF A CRIMINAL OFFENSE IN ESTABLISHING THE PERSON'S INNOCENCE.* Summarized in *Daily Bulletin* 3/29/01, 4/19/01, 6/14/01, and 6/18/01. Enacted July 13, 2001. GS 15A-267, as enacted in Section 4 of this act, and Section 5 of this act, are effective July 13, 2001, and apply to persons charged with crimes on or after that date. Section 6 of this act is effective July 13, 2001. The remainder

of this act becomes effective Oct. 1, 2001, and applies to evidence, records, and samples in the possession of a governmental entity on or after that date.

SL 2001-283 (H 307). MINIMUM HOUSING STANDARDS. *AN ACT TO APPLY A LAW CLOSING A LOOPHOLE IN THE MINIMUM HOUSING STANDARDS ACT AS IT APPLIES TO MUNICIPALITIES LOCATED IN COUNTIES WITH POPULATIONS IN EXCESS OF SEVENTY-ONE THOUSAND PEOPLE BY THE LAST CENSUS WHERE THE OWNER CAN AVOID ORDERS TO REPAIR, REMOVE, OR DEMOLISH A RENTAL UNIT BY SIMPLY CLOSING IT SO THAT IT WILL APPLY IN THE ENTIRETY OF A MUNICIPALITY LOCATED IN MORE THAN ONE COUNTY WHERE SOME OF THE MUNICIPALITY IS LOCATED IN A COUNTY THAT MEETS THE POPULATION THRESHOLD.* Summarized in *Daily Bulletin* 2/28/01. Enacted July 13, 2001. Effective July 13, 2001.

SL 2001-284 (H 1111). SOIL AND WATER CONSERVATION COMMISSION POWERS AND DUTIES. *AN ACT TO EXPAND THE POWERS AND DUTIES OF THE SOIL AND WATER CONSERVATION COMMISSION OF THE DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES TO INCLUDE DEVELOPMENT AND IMPLEMENTATION OF A PROGRAM TO APPROVE WATER QUALITY AND ANIMAL WASTE MANAGEMENT SYSTEM TECHNICAL SPECIALISTS AND DEVELOPMENT AND APPROVAL OF WATER QUALITY BEST MANAGEMENT PRACTICES.* Summarized in *Daily Bulletin* 4/11/01 and 6/21/01. Enacted July 13, 2001. Effective July 13, 2001.

SL 2001-285 (H 334). EXEMPTION FOR INTERNS. *AN ACT AMENDING THE EMPLOYMENT SECURITY LAWS TO EXEMPT FROM THE DEFINITION OF EMPLOYER GOVERNMENTAL EMPLOYERS WHO HIRE INTERNS.* Summarized in *Daily Bulletin* 3/1/01 and 6/14/01. Enacted July 13, 2001. Effective July 13, 2001.

SL 2001-286 (S 243). RED LIGHT CAMERAS/CERTAIN MUNICIPALITIES. *AN ACT TO AUTHORIZE CERTAIN MUNICIPALITIES TO USE TRAFFIC CONTROL PHOTOGRAPHIC SYSTEMS AND TO AUTHORIZE THE MUNICIPALITIES IN WAKE COUNTY TO USE RED LIGHT CAMERAS FOR SAFETY, FOR SCHOOLS, BUT NOT FOR PROFIT.* Summarized in *Daily Bulletin* 2/26/01, 3/12/01, 3/21/01, 4/2/01, 4/16/01, 6/11/01, 6/13/01, 6/14/01, and 6/27/01. Enacted July 13, 2001. Effective July 13, 2001.

SL 2001-287 (S 40). CONTINUE OPERATIONS OF GOVERNMENT. *AN ACT TO EXTEND THE EXPIRATION DATE OF THE LEGISLATION AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2001, AND EXTENDING EXPIRING PROVISIONS OF LAW.* Summarized in *Daily Bulletin* 7/11/01. Enacted July 15, 2001. Effective July 15, 2001.

NEXT SESSIONS

July 17, 2001

HOUSE convenes at 2:30 p.m.

SENATE convenes at 3:00 p.m.

25: 2001/100

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 100 Vol. 2001, No. 100 Senate Legislative Day 100

Tuesday, July 17, 2001

N.C. DOCUMENTS CLEARINGHOUSE
JUL 19 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 17, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0034 BAN BUTTERFLY AND PUNCH CARD BALLOTS.	H	PLACED ON CAL FOR 7/18/2001
04-09-01, 07-10-01, 07-11-01		
H0057 LABELING CAMPAIGN ADS.	H	PLACED ON CAL FOR 7/18/2001
04-12-01, 04-17-01, 07-10-01		
H0076 PURPLE HEART MEMORIAL HIGHWAY.	H	PASSED 2ND & 3RD READING
07-11-01		
H0108 COUNTIES COLL. DELINQ. TAXES BEFORE RECORD DEEDS	S	CONF COM APPOINTED
03-08-01, 03-14-01, 06-20-01		
H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001.	S	AMEND FAILED #1
	SA	AMEND ADOPTED #2
	SA	AMEND ADOPTED #3
	S	PASSED 2ND & 3RD READING
03-14-01, 03-20-01, 07-09-01, 07-17-01		
H0363 INDIAN LAND IN TRUST.	SA	AMEND ADOPTED #1
	S	PASSED 3RD READING
07-04-01, 07-17-01		
H0385 CONSOLIDATE BUSINESS PROVISIONS.	H	COM SUB RULED MATERIAL
03-07-01, 07-03-01		
H0432 LICENSING SELLING OF CARS.	SA	AMEND ADOPTED #1
	S	PASSED 2ND READING
03-22-01, 04-04-01, 07-11-01, 07-17-01		
H0612 DISAPPROVE NEUSE RIVER WQ RECLASSIFICATION.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-17-01		

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The University of North Carolina at Chapel Hill

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H0649 AUTHORIZE EMERGENCY APPROPRIATION.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY I
H0668 SETTLEMENT PROCEDURES IN DISTRICT COURT ACTIONS.	S	REPTD FAV
03-28-01, 04-10-01		
H0686 RECREATION VEHICLES-WIDTH/LENGTH CHANGES.	S	REPTD FAV
04-25-01		
H0774 MOTOR VEHICLE PASSING LAWS/DALTON'S LAW.	S	PASSED 2ND & 3RD READING
04-23-01, 07-16-01		
H0831 ELECTION CHANGES.	H	PLACED ON CAL FOR 7/18/2001
04-16-01, 04-23-01, 06-21-01, 07-03-01		
H0833 HONORING JOHN LAWSON	H	PASSED 2ND & 3RD READING
H0897 APPOINTMENTS/TRIANGLE NATIVE AMERICAN SOCIETY.	H	PLACED ON CAL FOR 7/18/2001
04-18-01, 07-04-01		
H1052 LOW-SPEED VEHICLES DEFINED.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 7/18/2001
04-24-01, 05-09-01, 06-13-01		
H1126 CLARIFY RESIDENCY FOR REG. OR VOTING.	S	REPTD FAV
04-23-01		
H1130 MUNICIPAL SECONDARY ROADS PAVED.	H	POSTPONED TO 7/18/2001
07-11-01		
H1169 AMEND LOCAL GOV'T. PURCHASING LAWS.	S	REPTD FAV
H1174 INCREASE PENALTY/DRUG SALES @ PARKS.	S	PASSED 2ND & 3RD READING
H1186 VOTER REGISTRATION BY FAX.	S	REPTD FAV
04-23-01		
H1193 VOTER ADDRESS CHANGE BY FAX.	S	REPTD FAV
H1318 FARM MACHINERY FRANCHISE LAW.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-24-01, 07-11-01		
H1430 BUDGET FEE PROVISIONS.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
06-25-01, 07-04-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-09-01, 07-17-01		
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	H	POSTPONED TO 7/19/2001
04-09-01		
S0400 NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/24/2001
07-12-01		
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/18/2001
04-25-01, 07-04-01		
S0531 UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES.	H	ASSIGNED TO EDUCATION SUBCOMMITTEE ON COMMUNITY COLLEGES
04-10-01		
S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	H	PASSED 2ND READING
04-25-01, 07-11-01		
S0628 OUT-OF-STATE CPAS/FEES.	H	PASSED 2ND READING
05-22-01		
S0690 CENTENNIAL AUTHORITY CHANGES.	S	RATIFIED
S0715 DSS/INDIAN AFFAIRS COLLABORATION.	S	PRES. TO GOV. 7/17/2001
S0751 NO DRUGS AT CHILD CARE CENTERS.	H	POSTPONED TO 7/19/2001
04-24-01		

S0815 MORTGAGE AMORTIZATION CHARTS.	H PLACED ON CAL FOR 7/18/2001
04-25-01, 07-12-01	
S1062 SUBSTANCE ABUSE PROFESSIONALS.	H REC FROM SENATE
	H REF TO COM ON FINANCE
S1066 AMEND APPRAISERS ACT.	S PASSED 2ND & 3RD READING
06-26-01, 07-12-01	

LOCAL BILLS

H0583 MODIFY NASH OCCUPANCY TAX.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 7/18/2001
06-28-01	
H0868 NAVASSA ANNEXATION/CHARTER.	HA AMEND ADOPTED #1
	H PASSED 2ND READING
04-25-01, 07-03-01, 07-17-01	
S0024 WEST NORMAN INCORPORATION.	H POSTPONED TO 7/18/2001
03-05-01	
S0255 MIDLAND CHARTER AMENDMENTS.	HA REPTD FAV COM SUBSTITUTE
	H RE-REF COM ON FINANCE
03-08-01, 07-17-01	
S0405 INFRASTRUCTURE REIMBURSEMENT.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 7/18/2001
07-17-01	
S0407 CHARLOTTE STORM WATER/TRANSIT QUICK TAKE.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 7/18/2001
S0420 ROCKY MOUNT POLICE OFFICER RESIDENCY	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 7/18/2001
04-25-01	
S0653 FOOTHILLS AND MITCHELL COUNTY LOCAL ACTS.	S WITHDRAWN FROM CAL
	S PLACED ON CAL FOR 7/24/2001
06-26-01	
S0657 CHAPEL HILL ANNEXATIONS.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
07-17-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 17. ELECTION REWRITE-1. Intro. 01/29/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO REWRITE ARTICLE 13 AND ARTICLE 14 OF CHAPTER 163 OF THE GENERAL STATUTES, AS RECOMMENDED BY THE ELECTION LAWS REVISION COMMISSION; TO PERMIT THE USE OF CERTAIN GENDER TITLES ON THE BALLOT; TO GIVE THE COUNTY BOARD OF ELECTIONS FLEXIBILITY IN SETTING A BUFFER ZONE AROUND A VOTING PLACE, WITH A MINIMUM OF 25 FEET; AND TO MAKE CONFORMING CHANGES.* Adds provision to new GS 163-165.3 to require the State Board of Elections to promulgate rules for late changes in ballots. The rules must provide for reprinting, where practical, of official ballots as a result of replacement candidates to fill vacancies in accordance with GS 163-114, and if an official ballot is not reprinted, a vote for a candidate who has been replaced in accordance with GS 163-114 will count for the replacement candidate. Changes order of candidates on general election ballot (nominees

of parties that reflect at least five percent of statewide voter registration) so that such political parties rotate order each three years, and if there are more than two eligible parties, then the order among those parties shall be determined by lot, with no party being eligible for the top slot for three years after it has left the top spot. Changes new GS 163-165.7 to provide that only voting systems approved by the State Board may be used to conduct elections, but that the Board may authorize a voting system not approved for general use upon request of a local board of elections. When the State Board disapproves a voting system, the county must be given up to four years to replace the system if the county makes a showing that discontinuance would impose a financial hardship. A county may appeal the State Board's disapproval of a voting system to the superior court or to the Superior Court of Wake County. Deletes reference to "primary" in provision requiring appointment of sufficient number of voting system custodians under GS 163-165.10. Requires county board of elections to provide, where practical, an area outside the voting place buffer zone where persons may distribute campaign literature and solicit votes. Adds new GS 163-327.1 to provide special rules for elections held to fill vacancies for superior court judges. Makes other conforming changes.

S 255. MIDLAND CHARTER AMENDMENTS. Intro. 2/27/01. House committee substitute makes the following changes to 2nd edition: (1) changes title to *AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF MIDLAND*; (2) deletes provisions concerning appointment of members to Midland's initial town council; (3) adds about 30 acres of land described by metes and bounds to the corporate limits of the Town of Midland; (4) makes newly annexed property subject to municipal taxes as provided in GS 160A-58.10; and (5) changes effective date of bill to July 31, 2001.

S 405. INFRASTRUCTURE REIMBURSEMENT. Intro. 3/12/01. House committee substitute makes the following changes to 1st edition. Makes technical changes only.

S 657. CHAPEL HILL ANNEXATIONS. Intro. 3/22/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill with descriptions of various properties to be added to corporate limits of Town of Chapel Hill.

HOUSE BILLS

H 195. N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001. Intro. 2/21/01. Senate amendments make the following changes to 4th edition: (1) clarify that a local board of education may establish a dress code *for students*; (2) allow the State Board of Education until Dec. 15, 2001 (was, Oct. 1, 2001) to complete the modifications to the social studies curriculum required by the bill; (3) provide that the modified curriculum shall *begin to* be implemented beginning with the 2002-2003 school year (words in italics added); and (4) amend proposed GS 115C-81(g)(3b) as follows: (a) makes "objects-on-display" provisions applicable to real property *controlled* (was, owned) by that local school administrative unit; (b) lists, by way of illustration, documents and objects that have formed and influenced the United States legal or governmental system and that exemplify the development of the rule of law, to include the Magna Carta, the Mecklenburg Declaration, the Ten Commandments, the Justinian Code, and other documents set out in the statutes; (c) provides that permitted display may include, but shall not be limited to, documents that contain words associated with a religion, provided that no display shall seek to establish or promote religion (was, *a religion*); and (d) provides that the display sign quoting the First Amendment shall read "Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances."

H 363. INDIAN LAND IN TRUST. Intro. 3/1/01. Senate amendment makes the following changes to 2nd edition. Makes technical changes only.

H 432. LICENSING SELLING OF CARS. Intro. 3/1/01. Senate amendment makes the following changes to 4th edition. Amends proposed GS 20-287(b) and 20–287(c) to substitute violation of GS 20-285 through GS 20-303 for reference to violation of Article 12, GS Ch. 20.

H 612. NEUSE RIVER WATER QUALITY RECLASSIFICATION. Intro. 3/14/01. House committee substitute makes the following changes to 1st edition: (1) changes title to *AN ACT TO SPECIFY THE EFFECTIVE DATE*

OF THE ADMINISTRATIVE RULE RECLASSIFICATION BY THE ENVIRONMENTAL MANAGEMENT COMMISSION OF CERTAIN WATERS IN THE NEUSE RIVER BASIN BELOW FALLS LAKE DAM THAT WOULD HAVE THE EFFECT OF ALLOWING THE TOWN OF WAKE FOREST TO WITHDRAW ADDITIONAL WATER FROM THE NEUSE RIVER AND TO PROVIDE THAT THE 2004 REGULAR SESSION OF THE 2003 GENERAL ASSEMBLY MAY DISAPPROVE THE RULE and (2) provides that notwithstanding GS 150B-21.3 (governing the procedure for fixing the effective date of permanent administrative rules), the rule described in title (15A NCAC 2B.0315), as amended by the Environmental Management Comm'n on Oct. 12, 2000, and approved by the Rules Review Comm'n on Nov. 16, 2000, becomes effective on July 1, 2004, unless the 2004 General Assembly specifically disapproves it by enacting an appropriate bill.

H 868. NAVASSA ANNEXATION/CHARTER. Intro. 3/29/01. House amendment makes the following changes to 3rd edition. Makes specified changes to description of property to be added to town's corporate limits.

NEXT SESSIONS

Wednesday, July 18, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

41
5: 2001/101

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 101 Vol. 2001, No. 101 Senate Legislative Day 101

Wednesday, July 18, 2001

N.C. DOCUMENTS CLEARINGHOUSE
JUL 19 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 18, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0034 BAN BUTTERFLY AND PUNCH CARD BALLOTS.	H	POSTPONED TO 7/19/2001
04-09-01, 07-10-01, 07-11-01		
H0041 SECURITIES TRANSFER ON DEATH.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/25/2001
07-09-01		
H0042 PROPERTY TAX HOMESTEAD EXCLUSION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 7/18/2001
	S	AMEND FAILED #1
	S	PASSED 2ND & 3RD READING
03-27-01, 06-20-01, 07-18-01		
H0057 LABELING CAMPAIGN ADS.	H	CONCURRED IN S AMEND
04-12-01, 04-17-01, 07-10-01		
H0076 PURPLE HEART MEMORIAL HIGHWAY.	S	REC FROM HOUSE
	S	REF TO COM ON TRANSPORTATION
07-11-01		
H0146 MODIFY PARTNERSHIP TAX CREDIT.	S	PASSED 3RD READING
03-19-01, 04-11-01, 07-12-01		
H0332 ENERGY IMPROVEMENT PROGRAM.	S	REPTD FAV
03-26-01		
H0355 STATE BUILDING CODE CHANGES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-16-01, 07-18-01		

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H0360 HEALTH INSURANCE OMNIBUS CHANGES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 04-25-01, 07-18-01		
H0432 LICENSING SELLING OF CARS.	S	PASSED 3RD READING
03-22-01, 04-04-01, 07-11-01, 07-17-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	S	REPTD FAV
05-15-01, 06-28-01		
H0612 NEUSE RIVER WATER QUALITY RECLASSIFICATION.	H	PLACED ON CAL FOR 7/19/2001
07-17-01		
H0668 SETTLEMENT PROCEDURES IN DISTRICT COURT ACTIONS.	S	PASSED 2ND READING
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/18/2001
	S	PASSED 3RD READING
03-28-01, 04-10-01		
H0686 RECREATION VEHICLES-WIDTH/LENGTH CHANGES.	S	PASSED 2ND READING
04-25-01		
H0831 ELECTION CHANGES.	H	CONCURRED IN S/COM SUB
04-16-01, 04-23-01, 06-21-01, 07-03-01		
H0833 HONORING JOHN LAWSON	S	REC FROM HOUSE
	S	REF TO COM ON RULES AND OPERATIONS OF THE SENATE
H0897 APPOINTMENTS/TRIANGLE NATIVE AMERICAN SOCIETY.	H	CONCURRED IN S/COM SUB
04-18-01, 07-04-01		
H0942 LOCKSMITH LICENSURE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
06-25-01, 07-02-01, 07-03-01, 07-18-01		
#H1041 BALLOT INSTRUCTIONS IN SPANISH.	H	SIGNED BY GOV. 7/18/2001
	HR	CH. SL 2001-288
04-23-01, 06-26-01		
H1052 LOW-SPEED VEHICLES DEFINED.	S	PASSED 2ND READING
04-24-01, 05-09-01, 06-13-01		
H1126 CLARIFY RESIDENCY FOR REG. OR VOTING.	S	PASSED 2ND & 3RD READING
04-23-01		
H1130 MUNICIPAL SECONDARY ROADS PAVED.	H	POSTPONED TO 7/25/2001
07-11-01		
H1169 AMEND LOCAL GOV'T. PURCHASING LAWS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/19/2001
H1174 INCREASE PENALTY/DRUG SALES @ PARKS.	H	RATIFIED
H1186 VOTER REGISTRATION BY FAX.	S	PASSED 2ND & 3RD READING
04-23-01		
H1193 VOTER ADDRESS CHANGE BY FAX.	S	PASSED 2ND & 3RD READING
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES.	H	RATIFIED
04-23-01, 06-06-01, 07-11-01		
H1460 HONORING JACKSON COUNTY'S FOUNDERS.	S	PASSED 2ND & 3RD READING
S0011 ELECTION CHANGES-MISC.	H	PLACED ON CAL FOR 7/19/2001
04-09-01, 06-12-01, 07-16-01		
S0139 LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
03-21-01, 03-28-01, 06-20-01, 07-18-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	H	PLACED ON CAL FOR 7/19/2001
05-23-01, 07-16-01		

S0173 NO DEATH PENALTY/MENTALLY RETARDED.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/19/2001
04-19-01, 04-23-01, 07-04-01, 07-11-01, 07-16-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-13-01, 07-18-01		
S0461 INSURANCE INFORMATION PRIVACY.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-24-01, 07-18-01		
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/19/2001
04-25-01, 07-04-01		
S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	H	PASSED 3RD READING
04-25-01, 07-11-01		
S0628 OUT-OF-STATE CPAS/FEES.	H	PASSED 3RD READING
05-22-01		
S0690 CENTENNIAL AUTHORITY CHANGES.	S	PRES. TO GOV. 7/18/2001
S0815 MORTGAGE AMORTIZATION CHARTS.	H	PASSED 2ND & 3RD READING
04-25-01, 07-12-01		
S0817 BUILDING CODE REVISIONS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-23-01, 07-04-01, 07-18-01		

LOCAL BILLS

H0583 MODIFY NASH OCCUPANCY TAX.	H	PASSED 2ND READING
06-28-01		
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/19/2001
07-18-01		
H0757 RAISE WASHINGTON OCCUPANCY TAX.	S	REPTD FAV
05-09-01		
H0765 MODIFY VANCE OCCUPANCY TAX.	S	REPTD FAV
06-04-01		
H0868 NAVASSA ANNEXATION/CHARTER.	H	PASSED 3RD READING
04-25-01, 07-03-01, 07-17-01		
*S0024 WEST NORMAN INCORPORATION.	HF	FAILED 2ND READING
03-05-01		
S0086 5TH SENATE DISTRICT LOCAL ACT-2	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
S0405 INFRASTRUCTURE REIMBURSEMENT.	H	POSTPONED TO 7/26/2001
07-17-01		
S0407 CHARLOTTE STORM WATER/TRANSIT QUICK TAKE.	H	PASSED 2ND READING
S0420 ROCKY MOUNT POLICE OFFICER RESIDENCY.	H	POSTPONED TO 7/26/2001
04-25-01		
S0589 ESTABLISH 311 SYSTEM/911 FUNDS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-18-01		
S0657 CHAPEL HILL ANNEXATIONS.	S	PASSED 2ND READING
07-17-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 139. LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS. Intro. 2/14/01 House committee substitute makes the following changes to 4th edition: (1) changes the date on or after which the board of directors of a charter school must receive State Board of Education approval in order to become a participating employer in the Teachers' and State Employees' Retirement System from March 15, 2001, to January 1, 2001, and (2) requires that the election authorized by the bill must be made no later than 30 days after the bill's effective date (4th ed., no later than Aug. 1, 2001).

S 438. CLARIFY PUBLIC VEHICULAR AREA . Intro. 03/13/01. Senate committee substitute makes the following changes to 2nd edition. Recodifies changes by creating new GS 20-219.4 and deletes language requiring Dep't of Transportation to produce and provide signs to a private property owner who registers his or her designation of private property for public vehicular traffic. Requires Dep't to adopt rules governing size and location of signs and to charge $500.00 per registration request.

S 461. INSURANCE INFORMATION PRIVACY. Intro. 03/15/01. House committee substitute makes the following changes to 2nd edition. Deletes changes to GS 58-39-25 and instead creates new GS 58-39-26 and GS 58-39-27 to make NC law comply with the federal privacy disclosure requirements of P.L. 106-102. Defines "applicant" and "policyholder," to whom federal privacy disclosure requirements apply, to include a person who applies for, or a certificate holder who obtains, insurance coverage under a group or blanket insurance contract, employee benefit plan, or group annuity contract. Disclosures required include a clear and conspicuous notice, in written or electronic form, of the insurance institution's or agent's policies with respect to (1) disclosing nonpublic personal information to affiliates and nonaffiliated third parties, including the categories of information that may be disclosed; (2) disclosing nonpublic personal information of persons who have ceased to be customers of the financial institution; and (3) protecting the nonpublic personal information of consumers. Requires the disclosure notice to indicate the categories of nonpublic personal information that are collected by the insurance institution or agent. If the insurance institution or agent discloses personal information pursuant to GS 58-39-75(11), it must provide the notice required by GS 58-39-26 to the applicant or policyholder not less than 30 days before the information is disclosed. Amends GS 58-39-75(2) to clarify that disclosures permitted for business, professional, or insurance functions include the performing of marketing functions and other functions regarding the provision of information concerning the disclosing institution's own products, services, and programs. Creates new exception to disclosure limitations in GS 58-39-75 to permit disclosures to a person whose only use of an applicant's or policyholder's personal information (not including medical information) will be in connection with the marketing of a financial product or services intended to be provided by those who were identified when the applicant or policy holder is first offered the financial product or service. Effective Jan. 1, 2002, and applicable to policies and contracts issued or renewed on or after that date. The renewal of a policy or contract is presumed to occur on each anniversary of the date on which coverage was first effective.

S 589. STUDY 911 FUNDS. Intro. 3/22/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT AUTHORIZING THE JOINT LEGISLATIVE UTILITY REVIEW COMMITTEE TO STUDY CLARIFYING AND EXPANDING THE ALLOWED USES OF THE MONEY IN EMERGENCY TELEPHONE SYSTEM FUNDS AND MAKING OTHER STATUTORY CHANGES TO ALLOW EXPANDED USAGE OF TELECOMMUNICATIONS SYSTEMS FOR PUBLIC SAFETY PURPOSES.* As title indicates. Committee cited in title must report its findings to 2002 legislative session and may also report to 2003 legislative session.

S 817. BUILDING CODE REVISIONS. Intro. 4/3/01. House committee substitute makes the following changes to 3rd edition: (1) provides that the required smoke, fire, or break-in alarm system does not have to include an automatic door-unlocking mechanism triggered when the smoke, fire, or break-in alarm system is triggered, and (2) relocates the door-lock-exemption permit language in the statutes from proposed GS 58-89-01 to proposed GS 58-79-22.

HOUSE BILLS

H 42. PROPERTY TAX HOMESTEAD EXCLUSION. Intro. 2/1/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROVIDE PROPERTY TAX REDUCTIONS BY AUTHORIZING LOCAL GOVERNMENTS TO REDUCE PROPERTY TAXES IN LIGHT OF THE GOVERNOR'S UNANTICIPATED RELEASE OF WITHHELD REIMBURSEMENTS AND BY EXPANDING HOMESTEAD PROPERTY TAX RELIEF FOR ELDERLY AND DISABLED HOMEOWNERS.* Amends GS 159-15 to allow local governments to amend their budget ordinances to reduce the property tax rate to account for additional and unanticipated revenues received after July 1. This amendment is effective July 1, 2001, and expires Oct. 1, 2001

H 355. STATE BUILDING CODE CHANGES. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition: Rewrites title to read *AN ACT TO PROVIDE THAT THE DEPARTMENT OF INSURANCE IS NOT LIABLE FOR COSTS INCURRED IN SATISFYING THE FISCAL NOTE REQUIREMENT FOR CHANGES IN THE STATE BUILDING CODE; TO UPDATE REFERENCES TO ORGANIZATIONS WHOSE STANDARDS MAY BE USED IN ADOPTING CODE PROVISIONS; TO GIVE THE BUILDING CODE COUNCIL EXPLICIT AUTHORITY TO USE STANDARDS OF INTERNATIONAL AGENCIES; TO MAKE TECHNICAL CORRECTIONS IN THE BUILDING CODE COUNCIL STATUTES; TO PROHIBIT MEMBERS OF THE MANUFACTURED HOUSING AND HOME INSPECTOR LICENSING BOARDS FROM SPONSORING OR PROVIDING CONTINUING EDUCATION COURSES WHILE SERVING ON THE BOARD; TO AUTHORIZE THE MANUFACTURED HOUSING BOARD TO ADOPT TEMPORARY RULES REGARDING CONTINUING EDUCATION REQUIREMENTS; TO CLARIFY THAT SALES MANAGERS OF A MANUFACTURED HOUSING RETAIL DEALER SHALL BE LICENSED AS SALESPERSONS; TO ENSURE THAT BUILDING INSPECTORS APPLY THE MANUFACTURED HOME INSTALLATION STANDARDS; TO MAKE A TECHNICAL CORRECTION IN THE FIREMEN'S RELIEF FUND LAW; AND TO AMEND THE BEACH PLAN LAW REGARDING LOSS ADJUSTMENT EXPENSE REIMBURSEMENTS.* Conforms bill to GS 143-138(a), as rewritten by sec. 1 of S.L. 2001-141 (making certain features of Code amendments subject to Administrative Procedure Act). Also amends GS 143-138(a) to provide that neither the Dep't of Insurance (DOI) nor the Building Code Council (BCC) is required to pay for the preparation of fiscal note by any person outside of DOI or BCC unless one of them contracts with a third-party vendor to prepare it. Amends GS 150B-21.5(d), as rewritten by sec. 5 of S.L. 2001-141, to provide that the BCC is required to publish a notice of rule-making proceeding in the North Carolina Register when it proposes to adopt a rule that concerns the Code. Makes conforming changes to that subsection, as rewritten by sec. 6 of S.L. 2001-141. Conforms GS 143-138(d) to changes made by sec. 2 of S.L. 2001-141, eliminating references to triennial revisions to the Code. Amends GS 143-143.9(9) to provide that licensing requirements for manufactured home salespersons apply to sales managers, lot managers, general managers, or others who manage or supervise salespersons. Amends GS 143-143.11B(a) to prohibit members of the Manufactured Housing Board from sponsoring or providing continuing education courses while serving on the board. Amends GS 143-151.64(a) to prohibit the same thing with respect to members of the Home Inspector Licensure Board. Adds new GS 150B-21.1(a6) to authorize the Manufactured Housing Board to adopt temporary rules regarding continuing education requirements. Amends GS 143-151.8(2) to provide that the Code includes the North Carolina Standard for the Installation of Manufactured/Mobile Homes adopted by the Comm'r of Insurance, thus ensuring that building inspectors enforce these requirements. Makes technical correction to GS 58-84-46 (Firemen's Relief Fund). Amends GS 58-45-50 to provide for an appeal of a decision of the North Carolina Insurance Underwriting Ass'n with respect to the reimbursement to the insurer for reasonable expenses incurred by the insurer in adjusting windstorm and hail losses. Makes editorial changes to GS 58-45-35(e). Makes those sections of the bill affecting the State Building Code effective with respect to revisions made to the Code on or after Jan. 2002.

H 360. HEALTH INSURANCE OMNIBUS CHANGES. Intro. 03/1/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO CLARIFY THE LAW ON STIPULATIONS AS TO JURISDICTION AND LIMITATIONS OF ACTION AND THE PREFERRED PROVIDER PLAN LAW; AMEND THE SMALL EMPLOYER RATE GUARANTEE LAW; PROVIDE FOR THE PROMOTION OF ALCOHOL AND NARCOTIC SCREENING AND INTERVENTION; AMEND THE LAW ON NEWBORN AND FOSTER CHILD COVERAGE; PROVIDE FOR SUCCESSOR HEALTH PLAN COVERAGE FOR CONFINEMENT OR PREGNANCY; PROVIDE FOR A HEALTH INSURANCE CONTINUATION ELECTION PERIOD; REQUIRE AN HMO GROUP COVERAGE PREMIUM CHANGE NOTICE; CLARIFY THE HMO POINT-OF-SERVICE LAW; PROVIDE FOR SUCCESSOR HEALTH PLAN COVERAGE FOR CONDITIONS FIRST DIAGNOSED UNDER*

PREVIOUS COVERAGE; EXPAND MEDICARE SUPPLEMENT GUARANTEED ISSUANCE FOR DISABLED PERSONS; ALLOW THE INSURANCE COMMISSIONER TO ADOPT TEMPORARY RULES FOR MEDICARE SUPPLEMENT AND LONG-TERM CARE INSURANCE TO IMPLEMENT FEDERAL REQUIREMENTS; MAKE TECHNICAL CORRECTIONS TO REFLECT REPEALS OF LAWS; CLARIFY THE LAWS ON RECONSTRUCTIVE SURGERY NOTICES; CLARIFY THE LAW ON DEEMER PROVISIONS; CODIFY A RULE ON CLAIM STATUS UPDATES; MAKE TECHNICAL CHANGES IN MORTGAGE GUARANTY INSURANCE RESERVICING LAWS; AUTHORIZE THE ADOPTION OF LIFE AND HEALTH ACTUARIAL RULES; AND CLARIFY LAWS ON LOCAL GOVERNMENT RISK POOLING. Amends GS 58-3-100(c), effective July 1, 2001, to require the insurer, who has sent to the claimant an acknowledgement that the claim remains under investigation, to send a claim status report to the insured within 45 days after receipt by the insurer of the initial claim and every 45 days thereafter until the claim is paid or denied. Makes technical changes to GS 58-10-130 and GS 58-10-135. Amends GS 58-58-50 to authorize the Comm'r of Insurance to adopt rules for life insurers for the following matters: (1) reserves for contracts issued by insurers; (2) optional smoker/nonsmoker mortality tables permitted for use in determining minimum reserve liabilities and nonforfeiture benefits; (3) optional blended gender mortality tables permitted for use in determining minimum reserve liabilities and nonforfeiture benefits; and (4) optional tables acceptable for use in determining reserves and minimum cash surrender values and amounts of paid-up nonforfeiture benefits. Permits the Comm'r, in adopting rules under GS 58-51-95(f) and GS 58-67-50(b), to require identification of the types of rating methodologies used by filers and to address other rating issues and actuarial principles. Amends GS 58-23-5 to clarify that that statute is not the sole authority for local governments to jointly purchase insurance or pool retention of their risks and to refer to the authority to do so under GS Chapters 153A and 160A of the General Statutes. Changes new GS 58-51-16 to provide that, except for the payment of benefits for necessary care and treatment of chemical dependency, and except with respect to an accident or health insurance policy that provides hospital, medical and surgical expense coverage, an accident or health insurer is not liable for any loss sustained or contracted in consequence of the insured's being intoxicated or under the influence of any narcotic unless administered on the advice of a physician. Makes changes on newborn and foster child coverage, in GS 58-51-30, also applicable to adopted children.

H 685. OCCUPANCY TAX FOR CERTAIN COUNTIES. Intro. 3/19/01. House committee substitute makes the following changes to 1st edition. Provides that City of Albemarle shall use remainder of proceeds (after remitting 40% of proceeds it receives to tourism development authority) only for tourism-related expenditures.

H 942. LOCKSMITH LICENSURE. Intro. 4/2/01. Senate committee substitute makes the following changes to 3rd edition. Makes bill inapplicable to safe technicians. Provides that a locksmith's employee is exempt from the bill's requirements only when acting under the control and supervision of the locksmith, and that a person selling gun safes or locking devices for firearms is exempt only when acting within the scope and course of the sale of gun safes or locking devices.

LEGISLATION ENACTED

SL 2001-288 (H 1041). BALLOT INSTRUCTIONS IN SPANISH. *AN ACT TO REQUIRE THAT BALLOT INSTRUCTIONS BE PRINTED IN SPANISH AS WELL AS ENGLISH.* Summarized in *Daily Bulletin* 4/10/01, 4/23/01, and 6/26/01. Enacted July 18, 2001. Effective with respect to all primaries, elections, and referenda held on or after Aug. 1, 2001. Expires Jan. 1, 2012, unless extended by legislation enacted before that date.

NEXT SESSIONS

Thursday, July 19, 2001

HOUSE convenes at 11:00 a.m.

SENATE convenes at 11:00 a.m.

341
25:2001/102

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 102 Vol. 2001, No. 102 Senate Legislative Day 102

Thursday, July 19, 2001

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BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1462	HONORING DAVID WEBSTER BUMGARDNER, JR.		RULES	JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1462. HONORING DAVID WEBSTER BUMGARDNER, JR. *HONORING THE LIFE AND MEMORY OF DAVID WEBSTER BUMGARDNER, JR., A FORMER MEMBER OF THE NORTH CAROLINA GENERAL ASSEMBLY.*
As title indicates.
Intro. by Barefoot.
Ref. to Rules JOINT RES

CALENDAR ACTION
July 19, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0034 BAN BUTTERFLY AND PUNCH CARD BALLOTS.      H  CONCURRED IN S/COM SUB
                                                 H  RATIFIED
 04-09-01, 07-10-01, 07-11-01
H0042 PROPERTY TAX HOMESTEAD EXCLUSION.          H  CONCURRED IN S/COM SUB
                                                 H  RATIFIED
 03-27-01, 06-20-01, 07-18-01
H0057 LABELING CAMPAIGN ADS.                     H  RATIFIED
 04-12-01, 04-17-01, 07-10-01
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H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
03-14-01, 03-20-01, 07-09-01, 07-17-01		
H0332 ENERGY IMPROVEMENT PROGRAM.	S	PASSED 2ND & 3RD READING
03-26-01		
H0355 STATE BUILDING CODE CHANGES.	S	PASSED 2ND READING
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/23/2001
04-16-01, 07-18-01		
H0360 HEALTH INSURANCE OMNIBUS CHANGES.	S	PASSED 2ND & 3RD READING
04-24-01, 04-25-01, 07-18-01		
H0363 INDIAN LAND IN TRUST.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/23/2001
07-04-01, 07-17-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/23/2001
07-11-01, 07-19-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	S	PASSED 2ND & 3RD READING
05-15-01, 06-28-01		
H0612 NEUSE RIVER WATER QUALITY RECLASSIFICATION.	H	PASSED 2ND & 3RD READING
07-17-01		
H0668 SETTLEMENT PROCEDURES IN DISTRICT COURT ACTIONS.	H	RATIFIED
03-28-01, 04-10-01		
H0686 RECREATION VEHICLES-WIDTH/LENGTH CHANGES.	S	PASSED 3RD READING
04-25-01		
H0774 MOTOR VEHICLE PASSING LAWS/DALTON'S LAW.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/23/2001
04-23-01, 07-16-01		
H0831 ELECTION CHANGES.	H	RATIFIED
04-16-01, 04-23-01, 06-21-01, 07-03-01		
H0897 APPOINTMENTS/TRIANGLE NATIVE AMERICAN SOCIETY.	H	RATIFIED
04-18-01, 07-04-01		
H0953 UTTER/POSSESS COUNTERFEIT U.S. CURRENCY.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON JUDICIARY II
04-24-01		
H1052 LOW-SPEED VEHICLES DEFINED.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/24/2001
04-24-01, 05-09-01, 06-13-01		
H1106 ENACT MORTGAGE LENDING ACT.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
07-19-01		
H1126 CLARIFY RESIDENCY FOR REG. OR VOTING.	H	RATIFIED
04-23-01		
H1134 DISCIPLINARY ACTION/THREATS OF SCHOOL VIOLENCE.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-23-01, 07-19-01		

H1157 ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD.	S	REPTD FAV
07-10-01, 07-11-01, 07-12-01		
H1169 AMEND LOCAL GOV'T. PURCHASING LAWS.	S	PASSED 2ND READING
H1174 INCREASE PENALTY/DRUG SALES @ PARKS.	H	PRES. TO GOV. 7/19/2001
H1186 VOTER REGISTRATION BY FAX.	H	RATIFIED .
04-23-01		
H1193 VOTER ADDRESS CHANGE BY FAX.	H	RATIFIED
H1246 BOG STUDY ADMISSIONS/YOUTHS IN IHES.	H	PRES. TO GOV. 7/19/2001
04-23-01, 06-06-01, 07-11-01		
H1318 FARM MACHINERY FRANCHISE LAW.	H	PLACED ON CAL FOR 7/23/2001
04-24-01, 07-11-01		
#H1460 HONORING JACKSON COUNTY'S FOUNDERS.	H	RATIFIED
	HR	CH. RES 2001-25
S0011 ELECTION CHANGES-MISC.	H	AMENDMENT WITHDRAWN #1
	H	PASSED 2ND READING
04-09-01, 06-12-01, 07-16-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	H	PLACED ON CAL FOR 7/23/2001
04-09-01, 07-17-01		
S0113 CABARRUS WORK OVER WELFARE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
03-22-01, 07-19-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	H	PASSED 2ND READING
05-23-01, 07-16-01		
S0157 DIETETICS/NUTRITION PRACTICE ACT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
03-08-01, 04-12-01		
S0173 NO DEATH PENALTY/MENTALLY RETARDED.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/24/2001
04-19-01, 04-23-01, 07-04-01, 07-11-01, 07-16-01		
S0195 CRIMINAL RECORD CHECKS FOR NURSES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
03-14-01		
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	H	POSTPONED TO 7/24/2001
04-09-01		
S0394 PRINCIPAL OF THE YEAR/ADVISOR TO EDUC. BD.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON APPROPRIATIONS
07-19-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	PASSED 2ND & 3RD READING
06-13-01, 07-18-01		
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	S	CONCURRED IN H/COM SUB
04-25-01, 07-04-01		
S0589 STUDY 911 FUNDS.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
07-18-01		
S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/23/2001
04-25-01, 07-11-01		
S0628 OUT-OF-STATE CPAS/FEES.	S	RATIFIED
05-22-01		
S0751 NO DRUGS AT CHILD CARE CENTERS.	H	PASSED 3RD READING
04-24-01		

S0815 MORTGAGE AMORTIZATION CHARTS.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 7/23/2001
04-25-01, 07-12-01	
S1066 AMEND APPRAISERS ACT.	H REC FROM SENATE H REF TO COM ON FINANCE
06-26-01, 07-12-01	
S1081 MALICIOUS CONDUCT BY PRISONER.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
07-19-01	

LOCAL BILLS

H0583 MODIFY NASH OCCUPANCY TAX.	H PASSED 3RD READING
06-28-01	
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.	H PASSED 2ND READING
07-18-01	
H0698 CARTERET OCCUPANCY TAX CHANGES.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 7/23/2001
07-19-01	
H0757 RAISE WASHINGTON OCCUPANCY TAX.	S PASSED 2ND READING
05-09-01	
H0765 MODIFY VANCE OCCUPANCY TAX.	SA AMEND ADOPTED #1 S PASSED 2ND READING
06-04-01, 07-19-01	
H0868 NAVASSA ANNEXATION/CHARTER.	S REC FROM HOUSE S REF TO COM ON FINANCE
04-25-01, 07-03-01, 07-17-01	
S0255 MIDLAND CHARTER AMENDMENTS.	H REPTD FAV H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 7/23/2001
03-08-01, 07-17-01	
S0407 CHARLOTTE STORM WATER/TRANSIT QUICK TAKE.	H PASSED 3RD READING
S0657 CHAPEL HILL ANNEXATIONS.	S PASSED 3RD READING
07-17-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 113. CABARRUS WORK OVER WELFARE. Intro. 2/12/01. House committee substitute makes the following changes to 2nd edition. Specifies that all children in Cabarrus county be evaluated for Health Choice eligibility any time Work First terminates, and that there be no sanction for individuals who fail to comply with program requirements because necessary child care is not available. Deletes provision requiring that any recipient convicted of fraudulent misrepresentation be permanently disqualified from participation in Work First.

S 394. REVISE ADVISORY MEMBERS OF SBE. Intro. 3/12/01. House committee substitute makes the following changes to 1st edition. Adds provisions reducing the number of student advisors on the Board of Education to one (was, two) and to require that the Governor appoint a superintendent of a local school administrative unit to serve as an advisor to the Board. Both the student advisor and the superintendent advisor will serve a one year term. Changes title to *AN ACT TO APPOINT SCHOOL ADMINISTRATORS TO THE STATE BOARD OF EDUCATION*

AS ADVISORY MEMBERS AND TO REDUCE THE NUMBER OF STUDENT ADVISORS TO THE STATE BOARD OF EDUCATION.

S 1081. MALICIOUS CONDUCT BY PRISONER. Intro. 04/05/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO MAKE IT A CRIMINAL OFFENSE FOR A PRISONER TO THROW BODILY FLUIDS OR EXCREMENT AT A STATE OR LOCAL GOVERNMENT EMPLOYEE WHILE IN THE PERFORMANCE OF THE EMPLOYEE'S DUTIES.* Rewrites new GS 14-258.4 to provide that any person in the custody of the Dep't of Correction, the Dep't of Juvenile Justice and Delinquency Prevention, a law enforcement officer, or any local confinement facility, including persons pending trial, appellate review, or presentence diagnostic evaluation, who knowingly and willfully throws, emits, or causes to be used as a projectile, bodily fluids or excrement at a state or local government employee performing official duties is guilty of a Class F felony. Applies to violations committed inside or outside of the prison, jail, detention center, or other confinement facility.

HOUSE BILLS

H 381. MENTAL HEALTH SYSTEM REFORM. Intro. 3/01/01. House committee substitute makes the following changes to 2nd edition. Deletes appropriations provisions and makes effectiveness of provisions establishing Ombudsman Program contingent on the 2001 General Assembly appropriating funds for that purpose. Changes effective date of amendments to GS 143B-147 (rulemaking commission duties) and GS 143B-148 (composition of rulemaking commission; new term limits) from July 1, 2002, to when the act becomes law.

H 698. CARTERET OCCUPANCY TAX CHANGES. Intro. 3/20/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT TO REPEAL THE CARTERET COUNTY OCCUPANCY TAX LAW AND TO AUTHORIZE CARTERET COUNTY TO LEVY A NEW OCCUPANCY AND TOURISM DEVELOPMENT TAX.* Provides for transition from existing occupancy tax to new occupancy and tourism tax of 6% of gross receipts from tourist accommodation rentals. New tax to become effective no earlier than Jan. 1, 2002. First three cents of net proceeds to go to the Carteret County Tourism Development Authority to promote travel and tourism; second three cents to be used for beach nourishment. Sets out amounts for distribution of travel and tourism funds to municipalities through 2004. Effective July 1, 2006, authorizes the county to use designated portion of the tax for a convention center, subject to conditions specified in the bill. Establishes procedures for creating tourism authority and beach comm'n.

H 765. MODIFY VANCE OCCUPANCY TAX. Intro. 3/26/01. Senate amendment makes the following changes to 2nd edition. Provides that if H 757 (Raise Washington Occupancy Tax) becomes law, then instead of the amendment to GS 153-155(g) providing "Uniform provisions for room occupancy taxes," H 757 will be amended to include Vance county.

H 1106. ENACT MORTGAGE LENDING ACT. Intro. 4/11/01. House committee substitute makes the following changes to 1st edition. Modifies definitions by (1) specifying that "commissioner" means the Administrator of the Credit Union Division of the Dep't of Commerce for purposes of compliance by credit unions; (2) adding a definition of employee; (3) exempting life insurance companies licensed to do business in NC with respect to provisions concerning mortgage lenders; (4) exempting officers and employees of exempt lenders only when they act within the scope of employment for the exempt lender; (5) adding nonprofit corporations that make loans to promote home ownership or improvements by disadvantaged borrowers, provided that the company is not primarily in the business of soliciting or brokering mortgage loans. Adds to qualifications for licensure that person must provide information about conviction of misdemeanor involving fraudulent dealings or moral turpitude or of any felony conviction. Deletes exemption from bond requirement for supervised or nonsupervised institutions, as defined in 24 C.F.R. 202.2, approved by HUD. Requires separate license for each principal office and each branch office (was, each branch office). Adds new section defining the duties of a mortgage broker and adds prohibited activities for brokers. Deletes failure to pay surveyor from list of prohibited activities. Adds felony conviction to reasons for action on license by Comm'r and deletes willfulness requirement for failure to comply with provisions of the Article. Authorizes Comm'r to inspect books and records of licensees. Deletes proposed 53-243.13 regarding the effect of violation on validity of the loan. Adds new section specifying that violation of the article is a Class I felony and that each transaction is a separate offense. Changes from 180 to 90 days, the time

within which a qualified person may file for license as a loan officer without meeting training requirements. Provides that, unless inconsistent with new law, rules adopted under former Article 19 remain in effect until superseded by rules adopted under new law. Authorizes Legislative Research Comm'n to study implementation and enforcement of the act and the Act to Prohibit Predatory Lending, and to report its findings and recommendations to the 2002 session or the 2003 General Assembly.

H 1134. MUST REPORT THREATS OF SCHOOL VIOLENCE. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO CREATE A LEGAL DUTY TO REPORT THREATS OF SCHOOL VIOLENCE, TO PROVIDE THAT IDENTITY INFORMATION OF A PERSON WHO REPORTS A POTENTIAL THREAT IS CONFIDENTIAL, TO INCREASE THE CRIMINAL PENALTY FOR CERTAIN CRIMINAL OFFENSES COMMITTED WITH THE INTENT OF INTIMIDATING OR RETALIATING AGAINST A PERSON WHO DOES REPORT A THREAT OF SCHOOL VIOLENCE, TO AUTHORIZE THE LRC TO STUDY WHETHER TO GRANT IMMUNITY FROM CRIMINAL PROSECUTION TO ANYONE WHO REPORTS A THREAT OF SCHOOL VIOLENCE AND OTHER ISSUES RELATED TO SCHOOL VIOLENCE, AND TO APPROPRIATE FUNDS FOR THE STUDY.* Deletes provisions in original bill concerning the punishment by the local board of education of a student who threatens school violence, and deletes provisions granting immunity to persons who report potential acts of school violence. Adds requirement that local boards of education inform students and parents of the legal duty to report potential acts of school violence, beginning with the 2001-2002 school year. Also adds provisions that the name and other identifying information of a person reporting potential violence is confidential and subject to disclosure only to appropriate school authorities, law enforcement, appropriate medical agencies, a magistrate who issues a warrant, and when required in court proceedings. Authorizes the Legislative Research Comm'n to study the issue of school violence and the creation of the legal duty to report potential violent acts. The Comm'n may issue a report on the progress of the study during the 2002 Regular Session of the General Assembly and issue a final report in 2003. Appropriates $30,000 from the General Fund to the General Assembly for fiscal 2001-2002 to implement the study. Provisions regarding LRC study are effective July 1, 2001.

NEXT SESSIONS

Monday, July 23, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

S:2001/103

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 103 Vol. 2001, No. 103 Senate Legislative Day 103

Monday, July 23, 2001

N.C. DOCUMENTS
CLEARINGHOUSE
JUL 2 4 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
July 23, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0146 MODIFY PARTNERSHIP TAX CREDIT.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/24/2001
03-19-01, 04-11-01, 07-12-01		
H0332 ENERGY IMPROVEMENT PROGRAM.	H	RATIFIED
03-26-01		
H0355 STATE BUILDING CODE CHANGES.	S	PASSED 3RD READING
04-16-01, 07-18-01		
H0363 INDIAN LAND IN TRUST.	H	CONCURRED IN S/COM SUB
07-04-01, 07-17-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	H	POSTPONED TO 7/24/2001
07-11-01, 07-19-01		
H0432 LICENSING SELLING OF CARS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/24/2001
03-22-01, 04-04-01, 07-11-01, 07-17-01		
H0612 NEUSE RIVER WATER QUALITY RECLASSIFICATION.	S	REC FROM HOUSE
	S	REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
07-17-01		
H0686 RECREATION VEHICLES-WIDTH/LENGTH CHANGES.	H	RATIFIED
04-25-01		
H0774 MOTOR VEHICLE PASSING LAWS/DALTON'S LAW.	H	CONCURRED IN S/COM SUB
04-23-01, 07-16-01		

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H1013 COSMETIC ART FEES/CONTINUING EDUCATION.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-23-01		
H1157 ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD.	S	PASSED 2ND READING
07-10-01, 07-11-01, 07-12-01		
H1169 AMEND LOCAL GOV'T. PURCHASING LAWS.	S	PASSED 3RD READING
H1217 NOTIFY DWI LIENHOLDERS IMMEDIATELY.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 7/25/2001
04-25-01, 07-16-01		
H1318 FARM MACHINERY FRANCHISE LAW.	H	CONCURRED IN S/COM SUB
04-24-01, 07-11-01		
S0011 ELECTION CHANGES-MISC.	HA	AMEND ADOPTED #2
	H	AMEND FAILED #3,#4
	H	PASSED 3RD READING
04-09-01, 06-12-01, 07-16-01, 07-23-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON ELECTION LAW AND CAMPAIGN FINANCE REFORM
04-09-01, 07-17-01		
S0034 BLANK APPROPRIATIONS BILL-2.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
S0113 CABARRUS WORK OVER WELFARE.	H	PLACED ON CAL FOR 7/24/2001
03-22-01, 07-19-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	H	PASSED 3RD READING
05-23-01, 07-16-01		
S0157 DIETETICS/NUTRITION PRACTICE ACT.	H	PLACED ON CAL FOR 7/24/2001
03-08-01, 04-12-01		
S0195 CRIMINAL RECORD CHECKS FOR NURSES.	H	PLACED ON CAL FOR 7/24/2001
03-14-01		
S0446 PHARMACY TECHNICIANS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-04-01, 06-20-01, 07-23-01		
S0461 INSURANCE INFORMATION PRIVACY.	H	PLACED ON CAL FOR 7/24/2001
04-24-01, 07-18-01		
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	S	RATIFIED
04-25-01, 07-04-01		
S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	S	CONCURRED IN H/COM SUB
04-25-01, 07-11-01		
S0628 OUT-OF-STATE CPAS/FEES.	S	PRES. TO GOV. 7/20/2001
05-22-01		
S0751 NO DRUGS AT CHILD CARE CENTERS.	S	RATIFIED
04-24-01		
S0815 MORTGAGE AMORTIZATION CHARTS.	S	CONCURRED IN H/COM SUB
04-25-01, 07-12-01		
S0817 BUILDING CODE REVISIONS.	H	PLACED ON CAL FOR 7/24/2001
04-23-01, 07-04-01, 07-18-01		
S0895 GEOGRAPHIC INFORMATION COORDINATING COUNCIL.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-23-01, 04-24-01, 07-23-01		
S1014 STRENGTHEN LITTERING LAWS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-16-01, 04-25-01, 06-18-01, 07-23-01		
S1081 MALICIOUS CONDUCT BY PRISONER.	H	PLACED ON CAL FOR 7/24/2001
07-19-01		

LOCAL BILLS

H0583 MODIFY NASH OCCUPANCY TAX.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
06-28-01		
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.	H	PASSED 3RD READING
07-18-01		
H0698 CARTERET OCCUPANCY TAX CHANGES.	H	PASSED 2ND READING
07-19-01		
H0715 REDISTRIBUTE MECKLENBURG MEALS TAX.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
07-23-01		
H0757 RAISE WASHINGTON OCCUPANCY TAX.	S	PASSED 3RD READING
05-09-01		
H0765 MODIFY VANCE OCCUPANCY TAX.	SA	AMEND ADOPTED #2
	S	PASSED 3RD READING
06-04-01, 07-19-01, 07-23-01		
S0092 VARIOUS LOCAL OCCUPANCY TAXES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01		
S0255 MIDLAND CHARTER AMENDMENTS.	H	PASSED 2ND READING
03-08-01, 07-17-01		
S0407 CHARLOTTE STORM WATER/TRANSIT QUICK TAKE.	S	RATIFIED
S0420 ROCKY MOUNT POLICE OFFICER RESIDENCY.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01		
S0657 CHAPEL HILL ANNEXATIONS.	S	RECONSIDERED 3RD READING
	SA	AMEND ADOPTED #1
	S	PASSED 3RD READING
07-17-01, 07-23-01		
S0664 CITY OF MONROE PREPARED FOOD TAX.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
07-23-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 11. ELECTIONS CHANGES-MISC. Intro. 1/25/01. House amendment makes the following changes to 4th edition. Amends GS 163-254 to allow an individual to register in person at any time the board of elections office or voting place is open, including on primary or election day, if that individual was absent from the county on the day registration closed for that election and the absence was due to an occupation or status as follows: (1) member of the armed forces; (2) spouse of individual serving in the armed forces residing outside the county of the spouse's residence; (3) disabled war veteran in government hospital; (4) civilian attached to and serving outside the US with armed forces; or (5) member of the Peace Corps. An individual qualified under (1) through (5) shall be permitted to register and vote at the voting place on election day even though his or her status has changed since the close of registration.

S 92. VARIOUS LOCAL OCCUPANCY TAXES. Intro. 02/07/01. House committee substitute makes the following changes to 3rd edition. Adds Gastonia, Lincolnton, Monroe, and Beech Mountain to those local governments that must establish a tourism development authority for purposes of distribution and use proceeds of occupancy tax. Authorizes the Town of Carrboro, and cities in Avery County not otherwise authorized to do so, to levy a room occupancy tax and to distribute and use tax proceeds through a tourism development authority. Defines in greater detail those activities considered "beach nourishment" eligible for expenditure from North Topsail Beach tax proceeds. Deletes provisions authorizing Surf City and Topsail Beach to levy occupancy tax and instead authorizes Pender County to levy a room occupancy tax and to remit to Topsail Beach and Surf City proceeds of the tax that derived from accommodations in those municipalities. Similarly, deletes taxing authority provision for City of Rockingham and provides for Richmond County to levy and administer an additional occupancy tax, as provided in GS 153A-155, and to share occupancy tax proceeds with Rockingham. Repeals provision authorizing Dare County to levy a supplemental occupancy tax and authorizes Dare to administer existing taxing authority as provided in GS 153A-155 and to use proceeds for beach nourishment. Deletes provision authorizing the Town of Selma to levy a room occupancy tax and changes provisions regarding the levy, administration, and use of Johnston County occupancy tax to, among other things, provide for remitting portion of the county's occupancy tax to each of the municipalities in the county. Requires the Averasboro Township occupancy tax to be administered by Harnett County under GS 153A-155 and specifies distribution and use of proceeds. Raises maximum amount of room tax for Cabarrus County from 5 percent to 6 percent of gross receipts derived from hotel room rentals and requires the tax to be administered in accordance with GS 153A-155.

S 446. PHARMACY TECHNICIANS. Intro. 3/14/01. House committee substitute makes the following changes to 3rd edition. Rewrites title to read *AN ACT TO AMEND THE NORTH CAROLINA PHARMACY PRACTICE ACT BY AUTHORIZING THE BOARD TO ESTABLISH REGISTRATION CRITERIA FOR PHARMACY TECHNICIANS AND TO INCLUDE PHARMACY TECHNICIANS IN BOARD AGREEMENTS WITH SPECIAL PEER REVIEW ORGANIZATIONS.* Adds pharmacy technicians to the coverage of GS 90-85.41, concerning Board agreements with special peer review organizations for impaired pharmacy personnel.

S 657. CHAPEL HILL ANNEXATIONS. Intro. 3/22/01. Senate amendment makes the following changes to 2nd edition. Makes technical changes only.

S 664. CITY OF MONROE PREPARED FOOD TAX. Intro. 3/22/01. Senate committee substitute makes the following changes to 1st edition. Limits tax to sales of prepared food only (deleting drinks) and limits use of proceeds to paying for a civic center, Downtown Monroe development, or for economic development.

S 895. GEOGRAPHIC INFORMATION COORDINATING COUNCIL. Intro. 04/05/01. House committee substitute makes technical changes to 3rd edition and clarifies the membership of one of the Council's standing committees as follows: the Management and Operations Committee must consist of the Chair of the Council, the State Budget Officer, the chair of each of the standing committees, and other members of the Council appointed by the Chair. Provides that the act does not obligate the General Assembly to appropriate any funds and that the act shall be implemented from funds otherwise appropriated or available to the Governor.

S 1014. STRENGTHEN LITTERING LAWS. Intro. 4/5/01. House committee substitute makes the following changes to 5th edition. Rewrites portion of GS 14-399 authorizing court to order violator to remove litter, repair property damaged by litter, or perform community service related to the removal of the litter that is subject of the charge to include any littering of 15 lbs or more, any amount for commercial purposes, or any amount of hazardous waste, whether the charge is a misdemeanor under GS 14-399(a) or infraction under GS 14-399(a1). Rewrites proposed amendment to GS 20-116(g) to provide that vehicles licensed for 7,500 or less gross vehicle weight that are loaded with rocks or similar substance that can leak or sift out of vehicle may not be driven on highway unless top of load is at least six inches from the top of the vehicle wall or is secured by a tarp or other covering. Deletes proposed amendment to GS 115C-12, which required State Board of Education to study ways of including litter prevention in public schools standard course of study. Amends GS 163-22.3 and 33.3 to delete requirement that candidates for state and local office sign pledge to comply with littering laws. Directs State Board of Education to report on recycling efforts of public schools to Joint Legislative Education Oversight Committee and the Environmental Review Comm'n for each year from 2003 through 2007. Amends GS 130A-309.14 to include requirement that Dep't of Transportation include signs at highway rest areas notifying public

that recycling bins are available at the rest areas. Makes all provisions affecting Dep't of Transportation effective Jan. 1, 2001.

HOUSE BILLS

H 715. REDISTRIBUTE MECKLENBURG LOCAL TAX. Intro. 3/21/01. Senate committee substitute makes the following changes to 1st edition. Rewrites title to read *AN ACT TO PROVIDE FOR AN ADDITIONAL DISTRIBUTION OF THE PROCEEDS OF THE MECKLENBURG OCCUPANCY TAX AMONG THE TOWNS OF MECKLENBURG COUNTY AND TO SUNSET THE MECKLENBURG MEALS TAX AND THE ADDITIONAL DISTRIBUTION.* Completely rewrites bill to (1) require and specify the terms of additional distribution of Mecklenburg occupancy tax proceeds to Mecklenburg towns [Cornelius, Davidson, Huntersville, Matthews, Mint Hill, and Pineville]; (2) provide that the towns may use these proceeds only for expenditures relating to convention centers, civic centers, performing arts centers, coliseums, auditoriums, and museums and related off-street parking; and (3) specify that the Mecklenburg meals tax and the additional distribution will sunset July 1, 2026, or a later date determined by criteria set out in the act. Effective July 1, 2001, and applicable to taxes collected on or after that date.

H 765. MODIFY VANCE OCCUPANCY TAX. Intro. 04/26/01. House amendment makes the following changes to 2nd edition. Requires that the Vance Tourism Development Authority include at least one member of the consuming public.

H 1013. COSMETIC ART FEES/CONTINUING EDUCATION. Intro. 4/9/01. House committee substitute makes the following changes to 1st edition. Rewrites title to read *AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF COSMETIC ART EXAMINERS TO INCREASE FEES, TO ISSUE INACTIVE LICENSES, AND TO REQUIRE CONTINUING EDUCATION OF PERSONS PRACTICING UNDER THE COSMETIC ART ACT.* Adds new GS 88B-21(h) requiring Board to issue inactive licenses upon application of licensed persons in good standing; exempting inactive licensees from continuing education requirements; providing that inactive status may continue indefinitely, but licensee must continue to renew and pay license fee; providing that inactive license may be restored to active status upon application and payment of $5.00 fee, and that Board may require completion of continuing education of at least 18 but not more than 24 hours for any restored license; prohibiting inactive licensees from engaging in practice of cosmetic art for consideration, but giving them same right to purchase supplies as active licensees.

LEGISLATION ENACTED

SL 2001-289 (H 31). PRESIDENTIAL ELECTOR CHALLENGE. *AN ACT TO PROVIDE FOR SELECTION OF PRESIDENTIAL ELECTORS BY THE GENERAL ASSEMBLY IF THE ELECTION RESULTS HAVE NOT BEEN PROCLAIMED BY THE SIXTH DAY BEFORE ELECTORS ARE TO MEET, AND BY THE GOVERNOR IF ELECTORS HAVE NOT BEEN SELECTED BY THE DAY BEFORE ELECTORS ARE TO MEET.* Summarized in *Daily Bulletin* 2/1/01, 4/2/01, 4/11/01, and 6/26/01. Enacted July 19, 2001. Effective July 19, 2001.

SL 2001-290 (H 218). INJURY TO COMMODITIES OR PRODUCTION SYSTEMS. *AN ACT TO PROVIDE FOR DOUBLE DAMAGES FOR THE INJURY TO, OR THE DESTRUCTION OF, AGRICULTURAL COMMODITIES OR PRODUCTION SYSTEMS.* Summarized in *Daily Bulletin* 2/22/01, 4/19/01, 4/25/01, and 6/26/01. Enacted July 19, 2001. Effective Oct. 1, 2001, and applies to acts that occur on or after that date.

SL 2001-291 (H 275). INFANT HOMICIDE PREVENTION ACT. *AN ACT TO DECRIMINALIZE ABANDONMENT OF AN INFANT UNDER CERTAIN CIRCUMSTANCES AND TO MODIFY SOME PROCEDURES INVOLVING ABANDONED JUVENILES.* Summarized in *Daily Bulletin* 2/27/01, 3/21/01, 4/19/01, 4/24/01, and 6/27/01. Enacted July 19, 2001. Effective July 19, 2001, and applies to acts committed on or after that date.

NEXT SESSIONS

July 24, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

41
5: 2001/104

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 104 Vol. 2001, No. 104 Senate Legislative Day 104

Tuesday, July 24, 2001

DOCUMENTS
WAREHOUSE
JUL 26 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 24, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0106 CLARIFY APPEALS TO LOCAL SCHOOL BOARDS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-17-01, 04-24-01, 04-25-01, 07-24-01		
H0146 MODIFY PARTNERSHIP TAX CREDIT.	H	CONCURRED IN S/COM SUB
03-19-01, 04-11-01, 07-12-01		
H0332 ENERGY IMPROVEMENT PROGRAM.	H	PRES. TO GOV. 7/24/2001
03-26-01		
H0360 HEALTH INSURANCE OMNIBUS CHANGES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/25/2001
04-24-01, 04-25-01, 07-18-01		
H0363 INDIAN LAND IN TRUST.	H	RATIFIED
07-04-01, 07-17-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	HA	AMEND ADOPTED #1,#2,#3,#4,#5, #6
	H	PASSED 2ND READING
07-11-01, 07-19-01, 07-24-01		
H0432 LICENSING SELLING OF CARS.	H	CONCURRED IN S/COM SUB
03-22-01, 04-04-01, 07-11-01, 07-17-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/25/2001
05-15-01, 06-28-01		

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H0570 TAR-PAMLICO AGRICULTURAL RULE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 07-24-01		
H0686 RECREATION VEHICLES-WIDTH/LENGTH CHANGES.	H	PRES. TO GOV. 7/24/2001
04-25-01		
H0774 MOTOR VEHICLE PASSING LAWS/DALTON'S LAW.	H	RATIFIED
04-23-01, 07-16-01		
H0977 EARLY VOTING.	S	REPTD FAV
H1013 COSMETIC ART FEES/CONTINUING EDUCATION.	H	PLACED ON CAL FOR 7/25/2001
07-23-01		
H1052 LOW-SPEED VEHICLES DEFINED.	SA	AMEND ADOPTED #2
	S	PASSED 3RD READING
04-24-01, 05-09-01, 06-13-01, 07-24-01		
H1084 EQUITABLE DISTRIBUTION CLARIFICATION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-09-01, 07-24-01		
H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
04-25-01, 07-24-01		
H1157 ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD.	S	PASSED 3RD READING
07-10-01, 07-11-01, 07-12-01		
H1169 AMEND LOCAL GOV'T. PURCHASING LAWS.	H	RATIFIED
H1318 FARM MACHINERY FRANCHISE LAW.	H	RATIFIED
04-24-01, 07-11-01		
H1455 HONORING IRA T. HARDISON AND JOHN F. MCNAIR.	H	ADOPTED
S0113 CABARRUS WORK OVER WELFARE.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
03-22-01, 07-19-01, 07-24-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/25/2001
05-23-01, 07-16-01		
S0157 DIETETICS/NUTRITION PRACTICE ACT.	H	PASSED 2ND READING
03-08-01, 04-12-01		
S0173 NO DEATH PENALTY/MENTALLY RETARDED.	S	CONCURRED IN H/COM SUB
04-19-01, 04-23-01, 07-04-01, 07-11-01, 07-16-01		
S0195 CRIMINAL RECORD CHECKS FOR NURSES.	H	POSTPONED TO 7/31/2001
03-14-01		
S0247 REALLOCATE CLEAN WATER BOND FUNDS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
06-28-01		
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-09-01, 07-24-01		
#S0367 LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA.	S	SIGNED BY GOV. 7/21/2001
	SR	CH. SL 2001-299
04-25-01, 06-20-01, 07-02-01		
S0400 NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/25/2001
07-12-01		

S0438 CLARIFY PUBLIC VEHICULAR AREA.	H	REC FROM SENATE
	H	REF TO THE COM ON JUDICIARY III AND, IF FAVORABLE, TO THE COM ON FINANCE
06-13-01, 07-18-01		
S0446 PHARMACY TECHNICIANS.	H	PLACED ON CAL FOR 7/25/2001
04-04-01, 06-20-01, 07-23-01		
S0461 INSURANCE INFORMATION PRIVACY.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-24-01, 07-18-01, 07-24-01		
S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	S	PRES. TO GOV. 7/24/2001
04-25-01, 07-04-01		
S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	S	RATIFIED
04-25-01, 07-11-01		
S0751 NO DRUGS AT CHILD CARE CENTERS.	S	PRES. TO GOV. 7/24/2001
04-24-01		
S0783 EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-24-01		
S0815 MORTGAGE AMORTIZATION CHARTS.	S	RATIFIED
04-25-01, 07-12-01		
S0817 BUILDING CODE REVISIONS.	H	PASSED 2ND READING
04-23-01, 07-04-01, 07-18-01		
#S0836 SCHOOL ASSIGNMENT/CHILD IN PRE-ADOPTIVE HOME.	S	SIGNED BY GOV. 7/21/2001
	SR	CH. SL 2001-303
S0848 WATER QUALITY/LIVESTOCK MARKETS/ANIMAL OPS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-24-01		
S0895 GEOGRAPHIC INFORMATION COORDINATING COUNCIL.	H	PLACED ON CAL FOR 7/25/2001
04-23-01, 04-24-01, 07-23-01		
S0904 ENACT MORTGAGE LENDING ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
07-24-01		
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-16-01, 05-22-01, 07-24-01		
S1014 STRENGTHEN LITTERING LAWS.	H	PLACED ON CAL FOR 7/25/2001
04-16-01, 04-25-01, 06-18-01, 07-23-01		
#S1023 REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT.	S	SIGNED BY GOV. 7/21/2001
	SR	CH. SL 2001-295
06-28-01		
S1081 MALICIOUS CONDUCT BY PRISONER.	H	PASSED 2ND READING
07-19-01		

LOCAL BILLS

H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
07-18-01		
H0698 CARTERET OCCUPANCY TAX CHANGES.	H	PASSED 3RD READING
07-19-01		

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H0715 REDISTRIBUTE MECKLENBURG LOCAL TAX.        S  WITHDRAWN FROM CAL
                                                 S  PLACED ON CAL FOR 7/30/2001
 07-23-01
H0757 RAISE WASHINGTON OCCUPANCY TAX.            H  RATIFIED
 05-09-01
S0092 VARIOUS LOCAL OCCUPANCY TAXES.             H  PLACED ON CAL FOR 7/25/2001
 04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01
S0255 MIDLAND CHARTER AMENDMENTS.                H  WITHDRAWN FROM CAL
                                                 H  RE-REF COM ON RULES,
                                                    CALENDAR, AND OPERATIONS OF
                                                    THE HOUSE
 03-08-01, 07-17-01
#S0407 CHARLOTTE STORM WATER/TRANSIT QUICK       SR CH. SL 2001-304
       TAKE.
S0551 HALIFAX COUNTY LOCAL ACT-2.                S  WITHDRAWN FROM COMM
                                                 S  RE-REF COM ON FINANCE
S0653 FOOTHILLS AND MITCHELL COUNTY LOCAL        S  CONCURRED ON 2ND READING
      ACTS.
 06-26-01
S0664 CITY OF MONROE PREPARED FOOD TAX.          S  PASSED 2ND READING
 07-23-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 113. CABARRUS WORK OVER WELFARE. Intro. 2/12/01. House amendment makes the following changes to 3rd edition. Clarifies bill's sunset date. As amended, bill expires Sept. 30, 2003.

S 278. THEFT OF GASOLINE/LICENSE SUSPENSION. Intro. 03/01/01. House amendment makes the following change to 2nd edition. Deletes specific reference to "district court" in new GS 20-16(e2) so that provision refers simply to "judge."

S 461. INSURANCE INFORMATION PRIVACY. Intro. 3/15/01. House amendment makes the following changes to 3rd edition. Amends GS 58-39-15(9)b. to define "individual" as any natural person who, in the case of life, health, or disability insurance, is a past, present, or proposed principal insured or certificate holder, and to make citation correction to GS 58-39-26.

S 783. EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL. Intro. 4/3/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO MAKE CERTAIN CHANGES TO THE LAW REGARDING THE DISPOSAL OF DEMOLITION DEBRIS IN AN ON-SITE LANDFILL HAVING A DISPOSAL AREA OF ONE ACRE OR LESS AND TO EXTEND THE SUNSET OF THIS LAW.* Amends GS 130A-301.2(a) to add requirement for approval by board of comm'rs for landfill that perimeter of landfill is at least 50 feet from any stream or river. Amends GS 130A-301.2(e) to require certified copy of landfill survey plat to be filed with board of comm'rs, and amends GS 130A-301.2(f) to delete $25 filing fee. Amends GS 130A-301.2(h) to require board of comm'rs to forward to Dep't of Environmental and Natural Resources copies of documents filed with board by owners of record of landfill. Sunsets act on Sept. 30, 2003. Changes effective date to June 30, 2001.

S 848. WATER QUALITY/LIVESTOCK MARKETS/ANIMAL OPS. Intro. 4/4/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO INCLUDE PUBLIC LIVESTOCK MARKETS WITHIN THE DEFINITION OF ANIMAL OPERATIONS FOR THE PURPOSE OF REGULATING THE ANIMAL WASTE MANAGEMENT SYSTEMS THAT SERVE THESE MARKETS AND TO PROVIDE THAT AN ANIMAL WASTE MANAGEMENT SYSTEM THAT SERVES A PUBLIC LIVESTOCK MARKET MAY BE PERMITTED EITHER AS AN ANIMAL OPERATION OR UNDER THE STATE'S GENERAL WATER QUALITY*

STATUTES. Amends GS 143-215.10C to provide that a person who obtains a permit under GS 143-215.1 (general water quality) for an animal waste system that serves a public livestock market is not required to obtain a permit as an animal operation. Changes effective date from July 1, 2001, to Aug. 1, 2001.

S 936. SEX OFFENDER REG/CONFORM W/FED LAW. Intro. 4/05/01. House committee substitute makes the following changes to 3rd edition. Amends GS 14-208.6(1a) to define "aggravated offense." Amends GS 14-208.7 to provide that a person who is a nonresident student or a nonresident worker and who has a reportable conviction, or is required to register in the person's state of residence, is required to maintain registration with the sheriff of the county where the person works or attends school. Changes effective date from Dec. 1, 2001, to Oct. 1, 2001.

HOUSE BILLS

H 106. SCHOOL ELECTION OPTIONS. Intro. 2/14/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO GIVE LOCAL BOARDS OF EDUCATION AUTHORITY TO CHANGE THE MANNER OF THEIR ELECTION IN A MANNER MODELED AFTER AUTHORITY ALREADY GIVEN TO CITY AND COUNTY GOVERNING BOARDS.* Adds GS 115C-37.2 to permit any local board of education to alter its form of government by adopting any one or a combination of the listed options. Adds 115C-37.3 to permit local board to amend form of government by resolution in accordance with procedures set forth in that section. Adds GS 115C-37.4 to permit referendum on form of government amendments by resolution, and sets forth ballot form at GS 115C-37.5. Provides that form of government amendments shall continue in force for at least two years.

H 381. MENTAL HEALTH SYSTEM REFORM. Intro. 3/1/01. House amendments make the following changes to 3rd edition. Amendment # 1 provides that, in multicounty area authorities, an area authority oversight committee may be established by the boards of county commissioners of the counties comprising the area authority. The committee shall have the authority to approve (1) the area board's appointment and termination of the area director, and (2) the area authority budget. Each board of commissioners shall appoint two persons to the committee, one county commissioner and either one commissioner or a designee from the county's finance office. Changes GS 122C-117(11) to require that service delivery reports submitted by the area authority to the Secretary and the board of county commissioners, also be made to the multicounty oversight committee. Amendment # 2 requires General Assembly approval of any decision of the Secretary to close any state facility providing mental health, developmental disabilities, or substance abuse services. Amendment # 3 requires that any budget surplus distributed to a county or counties upon the dissolution of an area authority, or the withdrawal of a county from an area authority, must be placed in the fund balance of the county program or area authority subsequently established or joined as a result of the dissolution action. Amendment # 4 provides an alternative method of appointing the area board by authorizing the participating boards of county commissioners to appoint one commissioner each to the area board, with the remaining members of the area board to be appointed by the commissioner members. (Does not change the authority of participating boards of county commissioners to jointly appoint the area board.) Amendment # 5 restores number of state operated substance abuse facilities to three. (3rd edition had deleted Black Mountain Center, leaving two facilities). Amendment # 6 makes changes to GS 143B-147 and GS 143B-148 (rulemaking commission's powers, duties, appointment, and terms) effective July 1, 2002. Amendment # 6 makes several other technical changes.

H 570. TAR-PAMLICO AGRICULTURAL RULE. Intro. 3/12/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROVIDE FOR THE IMPLEMENTATION OF THE ADMINISTRATIVE RULE ENTITLED "TAR-PAMLICO RIVER BASIN-NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: AGRICULTURAL NUTRIENT CONTROL STRATEGY" WITH CERTAIN MODIFICATIONS, TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO INCORPORATE THESE MODIFICATIONS INTO A REVISED ADMINISTRATIVE RULE, AND TO DIRECT THE SOIL AND WATER CONSERVATION COMMISSION TO APPROVE BEST MANAGEMENT PRACTICES AND A NUTRIENT LOADING POINT SYSTEM FOR PASTURE-BASED PRODUCTION AND MANAGEMENT OF LIVESTOCK.* Changes date for appointment of Local Advisory Committee from Sept. 1, 2001, to Nov. 1, 2001. Changes definition of "agricultural operation" at 15A NCAC 2B.0256 to increase threshold of swine from 25 to 150, of sheep from 15 to 120, of goats from 20 to 130, of turkeys from 160 to 350, and of chickens from 1,000 to 3,500. Adds provision to include in definition the onetime harvest of trees on land within a riparian buffer

described in 15 NCAC 2b.0259 that is open farmland on Sept. 1, 2001. Requires harvesting of trees to comply with Forest Practices Guidelines Related to Water Quality codified at 15A NCAC 11. Defines other terms, including agricultural incentive program, commercial, local agricultural agency, open farmland, tree, and tree cropping interval. Requires Soil and Water Conservation Comm'n to approve initial best management practices for pasture-based production or management of livestock no later than Sept. 1, 2002, and to approve a point system applicable to pasture management practices by that same date. Requires Basin Oversight Committee to incorporate point system into accounting methodology. Permits Environmental Management Comm'n to adopt temporary rules.

H 1052. LOW-SPEED VEHICLES DEFINED. Intro. 4/10/01. House amendment makes the following changes to 3rd edition. Permits Town of Lake Waccamaw to regulate operation of electric golf carts on any public street or road within the Town that is located south of NC 214. Changes effective date from Oct. 1, 2001, to Aug. 1, 2001.

H 1084. EQUITABLE DISTRIBUTION CLARIFICATION. Intro. 4/11/01. Senate committee substitute makes the following changes to 2nd edition. Adds a new factor for court to consider in equitable distribution under GS 50-20(c). This factor lists property that would be considered in the event of the death of either party prior to the entry of any order for the distribution of property pursuant to GS 50-20(c). Amends definition in GS 30-3.2(d) of "Total Net Assets" to include deleting claims *other than an equitable distribution of property awarded to the surviving spouse pursuant to GS 50-20 subsequent to the death of the decedent* (italized words added). Revises definition of "Property Passing to Surviving Spouse" in GS 30-3.3(a) to add to it the net value of the marital estate awarded to the surviving spouse pursuant to GS 50-20 subsequent to the death of the decedent. Adds new GS 29-14(c) specifying that when an equitable distribution of property is awarded to the surviving spouse pursuant to GS 50-20 subsequent to the decedent's death, the surviving spouse's share determined under GS 29-14(a) and (b) is to be first determined as though no property had been awarded to the surviving spouse pursuant to GS 50-20 subsequent to the decedent's death. The share is then reduced by the net value of the marital estate awarded to the surviving spouse pursuant to GS 50-20 after the death of the decedent.

H 1154. CRIME VICTIMS' RIGHTS ACT AMENDMENTS. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Amends GS 15A-831(c) to require investigating law enforcement agency to forward to district attorney's office the defendant's name. Amends GS 15A-831(d) to provide that if the victim elects to receive further notices during the pretrial process, the victim shall be responsible for notifying law enforcement agency of change of name, address, or phone number. Deletes provision at GS 15A-832(g) requiring district attorney's office to submit a copy of form to clerk of superior court and to custodial agency within ten business days of sentencing. Amends GS 15A-832.1(a) to add defendant's name to form, and amends GS 15A-832.1(b) to require judicial official issuing warrant to deliver the court's copy of the warrant and the victim-identifying information to the office of the clerk of superior court by the close of the next business day, and to forward to district attorney's office the victim identifying information in GS 15A-832.1(a). Amends GS 15A-833(b) to provide that at the victim's request and with the consent of the defendant, a representative of the district attorney's office or a law enforcement officer may proffer evidence of the impact of the crime to the court. Amends GS 15A-835 to require district attorney to include in notice to victim the phone number of offices to contact in event of nonpayment of restitution by defendant.

LEGISLATION ENACTED

SL 2001-292 (H 980). CHILDREN IN VOTING ENCLOSURES. *AN ACT TO ALLOW CHILDREN OF A VOTER TO ACCOMPANY THE VOTER INTO THE VOTING ENCLOSURE.* Summarized in *Daily Bulletin* 4/5/01 4/18/01, and 6/26/01. Enacted July 21, 2001. Effective July 21, 2001.

SL 2001-293 (H 558). REAL ESTATE/TRAVEL AGENT FEES REGULATED. *AN ACT TO AUTHORIZE THE REAL ESTATE COMMISSION TO ADOPT RULES TO PERMIT REAL ESTATE BROKERS TO PAY TRAVEL AGENTS FOR PROCURING POTENTIAL TENANTS IN VACATION RENTALS.* Summarized in *Daily Bulletin* 3/12/01 and 4/3/01. Enacted July 21, 2001. Effective Jan. 1, 2002.

SL 2001-294 (H 440). EMBALMERS AND FUNERAL DIRECTORS. *AN ACT TO AMEND THE EMBALMERS AND FUNERAL DIRECTORS LAW OF NORTH CAROLINA.* Summarized in *Daily Bulletin* 3/1/01, 4/4/01, 4/19/01, 4/23/01, 6/13/01, and 6/26/01. Enacted July 21, 2001. Effective Dec. 1, 2001.

SL 2001-295 (S 1023). REVISE UNIFORM ELECTRONIC TRANSACTIONS ACT. *AN ACT TO REVISE THE UNIFORM ELECTRONIC TRANSACTIONS ACT.* Summarized in *Daily Bulletin* 4/5/01 and 6/28/01. Enacted July 21, 2001. Effective Oct. 1, 2001.

SL 2001-296 (H 824). INSTALLATION OF SEWER CLEANOUT REQUIRED. *AN ACT TO REQUIRE THE INSTALLATION OF AN ACCESSIBLE CLEANOUT AT THE JUNCTION OF THE PUBLIC SEWER LINE AND THE HOUSE OR BUILDING SEWER LINE.* Summarized in *Daily Bulletin* 3/27/01 and 4/3/01. Enacted July 21, 2001. Effective Oct 1, 2001, and applies to the installation of house and building sewer lines that occur on or after that date.

SL 2001-297 (H 593). HEALTH INSURANCE/LICENSED PROFESSIONAL COUNSELOR. *AN ACT TO PROVIDE FOR DIRECT PAYMENT OF LICENSED PROFESSIONAL COUNSELORS UNDER HEALTH INSURANCE POLICIES AND PLANS.* Summarized in *Daily Bulletin* 3/14/01 and 6/27/01. Enacted July 21, 2001 Effective Oct. 1, 2001, and applies to claims for payment or reimbursement for services rendered on or after that date.

SL 2001-298 (H 1067). CLARIFY AUTO REPAIR BILL OF RIGHTS. *AN ACT TO CLARIFY THE AUTOMOTIVE BILL OF RIGHTS.* Summarized in *Daily Bulletin* 4/10/01, 4/17/01, 6/20/01, and 7/3/01. Enacted July 21, 2001. Effective July 21, 2001.

SL 2001-299 (S 367). LOW-INCOME HOUSING CREDIT PROGRAM EXEMPT/APA. *AN ACT TO EXEMPT THE NORTH CAROLINA FEDERAL TAX REFORM ALLOCATION COMMITTEE AND THE NORTH CAROLINA HOUSING FINANCE AGENCY FROM THE RULE-MAKING REQUIREMENTS OF THE ADMINISTRATIVE PROCEDURE ACT WITH REGARD TO ADOPTION OF THE QUALIFIED ALLOCATION PLAN.* Summarized in *Daily Bulletin* 3/7/01, 4/25/01, 6/20/01, and 7/2/01. Enacted July 21, 2001. Effective July 21, 2001.

SL 2001-300 (H 968). SOIL AND WATER EMPLOYEE JUDGMENTS. *AN ACT TO CLARIFY THE AUTHORITY OF COUNTIES AND CITIES TO PROVIDE FOR THE DEFENSE OF AND TO PAY JUDGMENTS AGAINST SOIL AND WATER CONSERVATION SUPERVISORS AND EMPLOYEES.* Summarized in *Daily Bulletin* 4/4/01 and 6/27/01. Enacted July 21, 2001. Effective July 21, 2001.

SL 2001-301 (H 236). SANITARY DISTRICT SATELLITE ANNEXATION. *AN ACT TO ALLOW CERTAIN SANITARY DISTRICTS TO MAKE SATELLITE ANNEXATIONS IN CONJUNCTION WITH SIMILAR ANNEXATIONS MADE BY MUNICIPALITIES LOCATED WITHIN THE SANITARY DISTRICT.* Summarized in *Daily Bulletin* 2/26/01 and 5/8/01. Enacted July 21, 2001. Effective July 21, 2001.

SL 2001-302 (H 1286). VICTIMS' INFORMATION REPOSITORY. *AN ACT REPEALING THE REQUIREMENT OF THE CONFERENCE OF DISTRICT ATTORNEYS TO MAINTAIN A REPOSITORY RELATING TO VICTIMS' INFORMATION.* Summarized in *Daily Bulletin* 4/12/01. Enacted July 21, 2001. Effective July 21, 2001.

SL 2001-303 (S 836). SCHOOL ASSIGNMENT/CHILD IN PRE-ADOPTIVE HOME. *AN ACT TO MODIFY THE PUBLIC SCHOOL RESIDENCY REQUIREMENT FOR CHILDREN RESIDING IN PRE-ADOPTIVE HOMES.* Summarized in *Daily Bulletin* 4/3/01. Enacted July 21, 2001. Effective July 21, 2001.

SL 2001-304 (S 407). CHARLOTTE STORMWATER/TRANSIT QUICK TAKE. *AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO ALLOW THAT CITY TO USE QUICK TAKE PROCEDURE FOR ACQUISITION OF PROPERTY TO BE USED FOR STORMWATER AND PUBLIC TRANSPORTATION SYSTEMS.* Summarized in *Daily Bulletin* 3/12/01. Enacted July 23, 2001. Effective July 23, 2001.

NEXT SESSIONS

Wednesday, July 25, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

.5: 2001/105

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 105 Vol. 2001, No. 105 Senate Legislative Day 105

Wednesday, July 25, 2001

DOCUMENTS
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JUL 26 2001
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RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 25, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0041 SECURITIES TRANSFER ON DEATH.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/1/2001
07-09-01		
H0106 SCHOOL ELECTION OPTIONS.	S	PASSED 2ND READING
04-17-01, 04-24-01, 04-25-01, 07-24-01		
H0146 MODIFY PARTNERSHIP TAX CREDIT.	H	RATIFIED
03-19-01, 04-11-01, 07-12-01		
H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001.	H	PLACED ON CAL FOR 7/26/2001
03-14-01, 03-20-01, 07-09-01, 07-17-01		
H0360 HEALTH INSURANCE OMNIBUS CHANGES.	H	CONCURRED IN S/COM SUB
04-24-01, 04-25-01, 07-18-01		
H0363 INDIAN LAND IN TRUST.	H	PRES. TO GOV. 7/25/2001
07-04-01, 07-17-01		
H0385 CONSOLIDATE BUSINESS PROVISIONS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
03-07-01, 07-03-01		
H0432 LICENSING SELLING OF CARS.	H	RATIFIED
03-22-01, 04-04-01, 07-11-01, 07-17-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	H	CONCURRED IN S/COM SUB
05-15-01, 06-28-01		
H0570 TAR-PAMLICO AGRICULTURAL RULE.	S	PASSED 2ND & 3RD READING
04-24-01, 07-24-01		
H0774 MOTOR VEHICLE PASSING LAWS/DALTON'S LAW.	H	PRES. TO GOV. 7/25/2001
04-23-01, 07-16-01		

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H0977 EARLY VOTING.	S	PASSED 2ND & 3RD READING
H0984 LANDSCAPE/IRRIGATION CONTRACTORS.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
07-25-01		
H1013 COSMETIC ART FEES/CONTINUING EDUCATION.	H	POSTPONED TO 8/1/2001
07-23-01		
H1084 EQUITABLE DISTRIBUTION CLARIFICATION.	S	PASSED 2ND & 3RD READING
05-09-01, 07-24-01		
H1157 ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD.	H	RATIFIED
07-10-01, 07-11-01, 07-12-01		
H1169 AMEND LOCAL GOV'T. PURCHASING LAWS.	H	PRES. TO GOV. 7/25/2001
H1217 NOTIFY DWI LIENHOLDERS IMMEDIATELY.	S	PASSED 2ND & 3RD READING
04-25-01, 07-16-01		
H1318 FARM MACHINERY FRANCHISE LAW.	H	PRES. TO GOV. 7/25/2001
04-24-01, 07-11-01		
H1456 HONORING MEMORY OF WILVER DORNELL STARGELL.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S	CONCURRED ON 2ND READING
05-23-01, 07-16-01		
S0157 DIETETICS/NUTRITION PRACTICE ACT.	H	PASSED 3RD READING
03-08-01, 04-12-01		
S0173 NO DEATH PENALTY/MENTALLY RETARDED.	S	RATIFIED
04-19-01, 04-23-01, 07-04-01, 07-11-01, 07-16-01		
S0247 REALLOCATE CLEAN WATER BOND FUNDS.	H	PLACED ON CAL FOR 7/26/2001
06-28-01		
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	S	REC TO CONCUR IN H AMEND
	S	PLACED ON CAL FOR 7/26/2001
04-09-01, 07-24-01		
S0398 LIFT UNDUE FAMILY HARDSHIP SUNSET.	HA	REPTD COM SUB W/O PREJUD
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/26/2001
07-25-01		
S0400 NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/30/2001
07-12-01		
S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	S	PRES. TO GOV. 7/25/2001
04-25-01, 07-11-01		
S0780 AMEND PHYSICIANS' LIENS STATUTES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-23-01, 07-25-01		
S0783 EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL.	H	PLACED ON CAL FOR 7/26/2001
07-24-01		
S0815 MORTGAGE AMORTIZATION CHARTS.	S	PRES. TO GOV. 7/25/2001
04-25-01, 07-12-01		
S0817 BUILDING CODE REVISIONS.	H	PASSED 3RD READING
04-23-01, 07-04-01, 07-18-01		
S0848 WATER QUALITY/LIVESTOCK MARKETS/ANIMAL OPS.	H	PLACED ON CAL FOR 7/26/2001
07-24-01		
S0904 ENACT MORTGAGE LENDING ACT.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADPT & ENGROSS
07-24-01, 07-25-01		
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.	H	PLACED ON CAL FOR 7/26/2001
04-16-01, 05-22-01, 07-24-01		

LOCAL BILLS

H0118 BRUNSWICK COUNTY LOCAL ACT-2.	HA REPTD COM SUB W/O PREJUD
	H RE-REF COM ON FINANCE
07-25-01	
H0698 CARTERET OCCUPANCY TAX CHANGES.	S REC FROM HOUSE
	S REF TO COM ON FINANCE
07-19-01	
H0765 MODIFY VANCE OCCUPANCY TAX.	H REC TO CONCUR IN S AMEND
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 7/26/2001
06-04-01, 07-19-01, 07-23-01	
H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX.	S REPTD FAV
05-02-01, 06-20-01	
H0868 NAVASSA ANNEXATION/CHARTER.	S REPTD FAV
04-25-01, 07-03-01, 07-17-01	
S0092 VARIOUS LOCAL OCCUPANCY TAXES.	HA AMEND ADOPTED #1
	H AMEND FAILED #2,#3,#4
	H PASSED 2ND READING
04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01	
S0420 ROCKY MOUNT POLICE OFFICER RESIDENCY.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 7/26/2001
04-25-01, 07-25-01	
S0551 WELDON ANNEXATION AGREEMENT.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
07-25-01	
S0653 FOOTHILLS AND MITCHELL COUNTY LOCAL ACTS.	S CONCURRED ON 3RD READING
06-26-01	
S0657 CHAPEL HILL ANNEXATIONS.	H REC FROM SENATE
	H REF TO COM ON FINANCE
07-17-01, 07-23-01	
S0664 CITY OF MONROE PREPARED FOOD TAX.	S PASSED 3RD READING
07-23-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 92. VARIOUS LOCAL OCCUPANCY TAXES. Intro. 2/7/01. House amendment makes the following changes to 4th edition. Provides that not more than 15% (now, 25%) of funds distributed to Richmond County Tourism Development may be used for administrative expenses.

S 398. CHECK CASHER ACT SUNSET EXTENDED. Intro. 3/12/01. House committee substitute replaces 1st edition with a bill entitled *AN ACT TO DELAY THE SUNSET OF THE PROVISIONS OF THE CHECK CASHER ACT AUTHORIZING POSTDATED OR DELAYED DEPOSIT CHECKS.* As new title indicates, extends sunset from July 31, 2001, to Aug. 31, 2001.

S 420. ROCKY MOUNT/PERQUIMANS LOCAL ACT. Intro. 3/13/01. House committee substitute makes the following changes to 2nd edition. Rewrites title of bill to read *AN ACT TO ELIMINATE THE RESIDENCY REQUIREMENT FOR POLICE OFFICERS OF THE CITY OF ROCKY MOUNT; TO REGULATE CENTER-FIRED RIFLE HUNTING IN PERQUIMANS COUNTY; AND TO PROHIBIT HUNTING ON THE LAND OF ANOTHER*

WITHOUT WRITTEN PERMISSION IN PERQUIMANS COUNTY, and makes changes applicable to Perquimans as title indicates.

S 551. WELDON ANNEXATION AGREEMENT. Intro. 3/20/01. Senate committee substitute replaces blank bill with *AN ACT ALLOWING THE TOWN OF WELDON TO ENTER INTO AN ANNEXATION AGREEMENT AND DEFERRING AN ANNEXATION.* Makes the following changes to 1st edition. Session Law 2001-49 (S 677) annexed certain described territory to the Town of Weldon, effective 5/7/01. This bill retroactively changes the effective date of the annexation to 6/30/2011, provides that none of the affected territory may be annexed by any municipality other than Weldon, authorizes Weldon to enter into an agreement binding on future governing boards that the area will not be involuntarily annexed prior to 6/30/2011, and provides that acceptance of payments in lieu of taxes are acceptable as consideration for the agreement.

S 780. AMEND PHYSICIANS' LIENS STATUTES. Intro. 4/3/01. House committee substitute makes the following changes to 2nd edition. Makes technical and stylistic changes only.

S 904. ENACT MORTGAGE LENDING ACT. Intro. 4/5/01. Senate committee substitute adopted 7/24/01 makes the following changes to 1st edition. Amends title to read *AN ACT TO ENACT THE MORTGAGE LENDING ACT TO GOVERN MORTGAGE BROKERS AND BANKERS.* Committee substitute is substantially identical to 2nd edition of H 1106, digested in Daily Bulletin for 7/19/01.

S 904. ENACT MORTGAGE LENDING ACT. Intro. 4/5/01. Senate committee amendment makes technical changes to 2nd edition.

HOUSE BILLS

H 118. BELVILLE DEANNEXATION. Intro. 2/15/01. House committee substitute makes the following changes to 1st edition. Replaces blank bill with a bill *TO REMOVE CERTAIN DESCRIBED PROPERTIES FROM THE CORPORATE LIMITS OF THE TOWN OF BELVILLE.* As title indicates. Effective when it becomes law, but does not affect the validity of any tax liens for fiscal 2001-2002, and ad valorem taxes for 2000-2001 remain payable as if this act had not been enacted.

H 984. LANDSCAPE/IRRIGATION CONTRACTORS. Intro. 4/5/01. House committee substitute makes the following changes to 1st edition. Amends definition of irrigation contractor to include person who works on drainage systems. Amends proposed GS 89B-12 to specify that nothing in Ch. 89D to be construed to authorize landscape contractor to engage in practice of landscape architecture, engineering, or well contractor; and requires contractors to display license number on all business cards, contracts, and vehicles. Reduces to $1500 per year the amount that can be paid on a job site in any 12-month period without being licensed; and adds provision to proposed GS 89D-13 to provide 13 new exemptions for individuals engaged in specified, single activities such as clearing of land, erosion control and irrigation work related to municipal stormwater. Rewrites proposed GS 89D-14 to provide for nine member licensing board, with members appointed as specified in bill. Deletes specific authority in proposed GS 89D-15 for board to seek injunctive relief. Provides transition provisions allowing persons with existing landscape contractor's license, certification as an Irrigation Contractor, or who has Certification as Landscape Irrigation Auditor to be licensed without examination in certain circumstances. Provides that members of existing board serve until new board appointed. Effective Jan.1, 2002.

LEGISLATION ENACTED

SL 2001-305 (H 757). RAISE WASHINGTON OCCUPANCY TAX. *AN ACT TO AUTHORIZE WASHINGTON COUNTY TO INCREASE ITS ROOM OCCUPANCY TAX FOR TOURISM PROMOTION.* Summarized in *Daily Bulletin* 3/26/01 and 5/9/01. Enacted July 24, 2001. Effective July 24, 2001.

NEXT SESSIONS

Thursday, July 26, 2001

HOUSE convenes at 9:00 a.m.

SENATE convenes at 10:00 a.m.

341
25:2001/106

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 106 Vol. 2001, No. 106 Senate Legislative Day 106

N.C. DOCUMENTS
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RALEIGH

Thursday, July 26, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 26, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0106 SCHOOL ELECTION OPTIONS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/31/2001
04-17-01, 04-24-01, 04-25-01, 07-24-01		
H0146 MODIFY PARTNERSHIP TAX CREDIT.	H	PRES. TO GOV. 7/26/2001
03-19-01, 04-11-01, 07-12-01		
H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001.	H	CONCURRED IN S/COM SUB
03-14-01, 03-20-01, 07-09-01, 07-17-01		
H0360 HEALTH INSURANCE OMNIBUS CHANGES.	H	RATIFIED
04-24-01, 04-25-01, 07-18-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	HA	AMEND ADOPTED #7,#8
	H	PASSED 3RD READING
07-11-01, 07-19-01, 07-24-01, 07-26-01		
H0432 LICENSING SELLING OF CARS.	H	PRES. TO GOV. 7/26/2001
03-22-01, 04-04-01, 07-11-01, 07-17-01		
H0437 DELIVERY OF DEVICES/MEDICAL EQUIPMENT.	H	RATIFIED
05-15-01, 06-28-01		
H0977 EARLY VOTING.	H	RATIFIED
H1052 LOW-SPEED VEHICLES DEFINED.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
	H	AMENDS RULED MATERIAL
	H	PLACED ON CAL FOR 7/30/2001
04-24-01, 05-09-01, 06-13-01, 07-24-01		
H1113 FINANCIAL RECORDS KEPT CONFIDENTIAL.	S	REPTD FAV

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H1157 ENFORCE TAX COMPLIANCE & EQUALITY/NO FRAUD. 07-10-01, 07-11-01, 07-12-01	H PRES. TO GOV. 7/26/2001
H1439 UPPER CAPE FEAR RIVER WATER AUTHORITY. 07-26-01	HA REPTD FAV COM SUBSTITUTE H RE-REF COM ON FINANCE
S0011 ELECTION CHANGES-MISC. 04-09-01, 06-12-01, 07-16-01, 07-23-01	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 7/30/2001
S0017 ELECTION REWRITE/BALLOTS AND VOTING 04-09-01, 07-17-01, 07-26-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
S0034 CONTINUE STATE BUDGET. 07-26-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S PLACED ON CAL FOR 7/26/2001 S PASSED 2ND & 3RD READING H REC FROM SENATE H REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H CAL FOR IMMEDIATE CONSID H PASSED 2ND & 3RD READING
S0113 CABARRUS WORK OVER WELFARE. 03-22-01, 07-19-01, 07-24-01	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 7/30/2001
S0144 STREAMLINED SALES AND USE TAX AGREEMENT. 05-23-01, 07-16-01	S CONCURRED ON 3RD READING
S0157 DIETETICS/NUTRITION PRACTICE ACT. 03-08-01, 04-12-01	S RATIFIED
S0173 NO DEATH PENALTY/MENTALLY RETARDED. 04-19-01, 04-23-01, 07-04-01, 07-11-01, 07-16-01	S PRES. TO GOV. 7/26/2001
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS. 04-25-01	H WITHDRAWN FROM COMM H RE-REF COM ON HEALTH
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION. 04-09-01, 07-24-01	S CONCURRED IN H AMEND
S0398 CHECK CASHIER ACT SUNSET EXTENDED. 07-25-01	H PASSED 2ND & 3RD READING S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 7/30/2001
S0446 PHARMACY TECHNICIANS. 04-04-01, 06-20-01, 07-23-01	H PASSED 2ND READING
S0461 INSURANCE INFORMATION PRIVACY. 04-24-01, 07-18-01, 07-24-01	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 7/30/2001
S0633 BUILDING CODE PILOT PROGRAM. 04-24-01, 07-26-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
S0759 RAIL TRANSPORTATION LIABILITY. 04-23-01, 05-22-01	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 8/15/2001
S0778 CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES. 04-25-01, 07-26-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)

S0783 EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL. 07-24-01	H	PASSED 2ND & 3RD READING
S0817 BUILDING CODE REVISIONS. 04-23-01, 07-04-01, 07-18-01	S S S	REC TO CONCUR H COM SUB PLACED ON CAL FOR 7/26/2001 CONCURRED IN H/COM SUB
S0842 BUSINESS ENTITY CHANGES. 05-24-01, 06-27-01, 07-26-01	HA H	REPTD FAV COM SUBSTITUTE RE-REF COM ON FINANCE
S0848 WATER QUALITY/LIVESTOCK MARKETS/ANIMAL OPS. 07-24-01	H	PASSED 2ND & 3RD READING
S0866 PERSONS WITH DISABILITIES CHANGES.-AB 04-24-01, 04-25-01, 07-26-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
S0904 ENACT MORTGAGE LENDING ACT. 07-24-01, 07-25-01, 07-26-01	SA S	AMEND ADOPTED #1 PASSED 2ND & 3RD READING
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW. 04-16-01, 05-22-01, 07-24-01	H	POSTPONED TO 7/30/2001

LOCAL BILLS

H0765 MODIFY VANCE OCCUPANCY TAX. 06-04-01, 07-19-01, 07-23-01	H	CONCURRED IN S AMEND #1,#2
H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX. 05-02-01, 06-20-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 8/1/2001
H0868 NAVASSA ANNEXATION/CHARTER. 04-25-01, 07-03-01, 07-17-01	S	PASSED 2ND READING
S0255 MIDLAND CHARTER AMENDMENTS. 03-08-01, 07-17-01, 07-26-01	HA H	REPTD COM SUB W/O PREJUD CAL PURSUANT RULE 36(B)
S0551 WELDON ANNEXATION AGREEMENT. 07-25-01	S S	WITHDRAWN FROM CAL PLACED ON CAL FOR 7/31/2001
S0653 FOOTHILLS AND MITCHELL COUNTY LOCAL ACTS. 06-26-01	S	RATIFIED

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 17. ELECTION REWRITE-1. Intro. 1/29/01. House committee substitute makes the following changes to 3rd edition. Amends proposed GS 163-166.3 (limited access to the voting enclosure) to: (1) permit a voter's minor children under the age of 18, or minor children under the age of 18 who are in the voter's care, to enter the voting enclosure with the voter; but such minors may enter only while accompanying the voter and while under the voter's control; and (2) permit a person authorized to assist a voter under proposed GS 163-166.8 to enter the voting enclosure only while assisting the voter. Makes technical and conforming changes.

S 34. CONTINUE STATE BUDGET. Intro. 2/5/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT TO EXTEND THE EXPIRATION DATE OF THE LEGISLATION AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30, 2001, AND EXTENDING EXPIRING PROVISIONS OF LAW: TO APPROPRIATE FUNDS FOR THE STATE EMPLOYEE HEALTH BENEFIT PLAN: TO EXTEND ESTABLISHED PAYMENTS FOR MEDICAL TREATMENTS AND SERVICES TO WORKERS' COMPENSATION PATIENTS: AND TO CLARIFY STATUTORY SALARY INCREASES.* Amends SL 2001-250 as amended by SL 2001-287, to extend continuing authority through Aug. 29, 2001. Appropriates $36 million from General Fund for 2001-02 to State Employee Health Benefit Plan. Amends SL 2001-253 to extend established hospital payment schedules for workers' compensation patients through Sep. 1, 2001. Amends SL 2001-250 to provide that all statutorily mandated salary increases for teachers and other state employees are held in abeyance until adoption of the budget for the 2001-03 biennium.

S 34. CONTINUE STATE BUDGET. Intro. 2/5/01. House committee substitute makes the following changes to 2nd edition and amends title by adding the phrase *AND TO AUTHORIZE PRISON CONSTRUCTION.* Adds section authorizing Dep't of Administration and Dep't of Correction to contract for construction of three new close-custody prisons at contract price not to exceed total bid price submitted by selected vendor on 4/17/01, sites to be in Anson, Alexander, and Scotland counties. Provides that final contract proposal is subject to review and approval by Council of State.

S 255. MIDLAND/ELON LOCAL ACT. Intro. 2/27/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF MIDLAND AND TO ALLOW THE TOWN OF ELON TO EXERCISE PLANNING JURISDICTION OVER A DESCRIBED AREA SUBJECT TO A REFERENDUM.* The section affecting Midland remains the same. Adds authority for Town of Elon to exercise planning powers of GS Ch. 160A, Art. 19, over a real property parcel described in the act. Authorizes Elon to follow GS 160A-75 in initially adopting a zoning ordinance for the area, but exempts town from following GS 160A-360(a1), 160A-364, or 160A-384. Any ordinance adopted by this shortened process shall expire 90 days after its adoption, and any new zoning ordinance must be adopted in accordance with all those statutes. Requires an election on Nov. 6, 2001, in the described area on the question of continued exercise of planning jurisdiction by Elon in that area. If a majority of votes are not cast in favor of the question of continued exercise of planning jurisdiction by Elon, the jurisdiction shall be relinquished and the provisions of GS 160A-360(f1) apply. Also provides that upon petition of 35% of the registered voters of the described area, there shall be a similar election on the question of continued planning jurisdiction for Elon. That election would be held on the date of the next statewide general election that occurs more than 90 days after the petition is submitted. Provides that if the Ossipee Sanitary District is dissolved and the Town of Ossipee is simultaneously incorporated, the Town may exercise territorial jurisdiction as described in GS 160A-360 up to one mile outside the corporate limits. In any case where any of the described area placed in Elon's jurisdiction is coterminous with the area within one mile of the Town of Ossipee, the jurisdiction of Ossipee prevails.

S 633. BUILDING CODE PILOT PROGRAM. Intro. 3/22/01. House committee substitute makes the following changes to 2nd edition. Rewrites bill to direct that pilot program be based on New Jersey model code. Directs that lead jurisdiction (any county with 650,000 or more) develop pilot code in consultation with Dep't of Insurance. If more than one lead jurisdiction participates, they share cost and duties jointly. Specifies procedure for preparing pilot (i.e., how to cross-reference to existing code) and sets out timetable for comment on proposed pilot code. Allows eligible local jurisdictions (jurisdictions whose inspection departments may do local plan review in accordance with Sec. 602.2.3 of State Building Code) to participate in pilot code by communicating their intent to Dep't and lead jurisdiction. Pilot program expires on Jan. 1, 2006. Local lead jurisdiction to bear costs of developing pilot code, and eligible jurisdictions bear any costs of implementation they incur. Directs lead jurisdiction to report on use and effectiveness of pilot code on interim basis by Dec., 2004, and on final basis by April, 2006.

S 778. CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES. Intro. 4/3/01. House committee substitute makes technical changes to 2nd edition.

S 842. BUSINESS ENTITY CHANGES. Intro. 4/4/01. House committee substitute makes the following changes to 3rd edition. Revises new GS 55-7-04(a1) (concerning election of directors and removal of a director to be taken without a meeting by all shareholders entitled to vote on the action) to delete requirement that such action must be evidenced by written consents of such shareholders. Amends GS 59-102 (definitions) to define "principal office" for a limited liability limited partnership. Uses this term throughout statutes that address mail to limited partnerships. Amends GS 59-209 (certificate of existence) to provide that, if applicable, a certificate may be relied upon as conclusive evidence that the domestic limited partnership has registered as a limited liability limited partnership and that such registration has not been cancelled or revoked. Deletes from proposed GS 59-210 (limited liability limited partnerships) a provision that such partnerships are subject to GS 59-84.4(f) regarding annual reports and revocation of registration. Adds new part VIII, providing for changes in substance of House Bill 385, 2001 Regular Session (amending GS 59-84.2) if HB 385 becomes law. Makes other technical changes

S 866. PERSONS WITH DISABILITIES CHANGES. Intro. 4/3/01. House committee substitute makes the following changes to 3rd edition. Makes provisions including services delivered by information technology effective July 1, 2002. Amends GS 168A-7 to specify that Office of Americans with Disabilities Act is responsible for coordinating technical assistance and determining the standards of review for accessibility of information technology and to require state agencies and their contractors to administer services, programs and activities in most integrated setting to persons with disabilities. Adds new GS 168A-10.1 to adopt rules for dispute resolution processes to govern public services' responsiveness and to develop a mechanism to resolve disputes about accommodations under ADA.

S 904. ENACT MORTGAGE LENDING ACT. Intro. 4/5/01. Senate amendment makes the following changes to 3rd edition. Makes technical changes only.

HOUSE BILLS

H 381. MENTAL HEALTH SYSTEM REFORM. Intro. 3/01/01. House amendment #1 makes the following changes to 3rd edition. Amends proposed GS 122C-102 (state plan for mental health) by adding the following to list of items that must be included in plan: strategies and schedules for implementing a phased-in plan eliminating disparities in the allocation of state funding across county programs and area authorities by Jan. 1, 2007, including methods to identify service gaps and ensure equitable use of state funds. Adds new Section 3.(d) to act, requiring that the Joint Legislative Oversight Committee on Mental Health, Developmental Disabilities, and Substance Abuse Services conduct a review of current methods of and disparities in the allocation of state funding to area authorities and county programs. Requires report on findings and recommendations for change no later than March 1, 2002, to the House Appropriations Subcommittee on Health and Human Services, the Senate Appropriations Committee on Health and Human Services, and the Fiscal Research Division.

House amendment #2 amends proposed GS 122C-118.1 (structure of area board) to clarify that in a multicounty area authority, each board of county commissioners shall appoint the members of the area authority board from its county as designated in the business plan in accordance with proposed GS 122C-115.2(b) (previous version provided for joint appointment without reference to the business plan).

H 1439. WATER AND SEWER AUTHORITIES. Intro. 5/10/01. House committee substitute makes the following changes to 1st edition. Rewrites title to read *AN ACT TO PROVIDE FOR THE CREATION OF WATER AND SEWER AUTHORITIES IN CERTAIN URBAN COUNTIES AND TO INCREASE THE MAXIMUM ANNUAL PER DIEM OF MEMBERS OF WATER AND SEWER AUTHORITIES.* Adds provision to proposed GS 162A-3.2 to allow authority created by bill to issue revenue refunding bonds and to make special assessments against benefited property. Amends GS 162A-5 to allow per diem to be up to maximum of $4000 per year for members of authority. Specifies that GS 162A applies to authority created by act. Increase in maximum allowable per diem payments effective on first day of fiscal year of authority that begins after effective date of bill.

LEGISLATION ENACTED

SL 2001-306 (S 653). FOOTHILLS AND MITCHELL COUNTY LOCAL ACTS. *AN ACT TO MAKE LOCAL MODIFICATIONS IN THE FOOTHILLS REGION CONCERNING AIRPORTS AND IN MITCHELL COUNTY*

CONCERNING ELECTIONS. Summarized in *Daily Bulletin* 3/22/01 and 6/26/01. Enacted July 26, 2001. Effective July 26, 2001. Section 8 of this act does not affect the term of office of any person elected in 1998 or 2000.

SL 2001-307 (H 1174). INCREASE PENALTY/DRUG SALES @ PARKS. *AN ACT TO INCREASE THE CRIMINAL PENALTY FOR THE SALE OF DRUGS IN PUBLIC PARKS AND PLAYGROUNDS.* Summarized in *Daily Bulletin* 4/12/01. Enacted July 26, 2001. Effective Dec. 1, 2001, and applies to offenses committed on or after that date.

SL 2001-308 (H 42). PROPERTY TAX HOMESTEAD EXCLUSION. *AN ACT TO PROVIDE PROPERTY TAX REDUCTIONS BY AUTHORIZING LOCAL GOVERNMENTS TO REDUCE PROPERTY TAXES IN LIGHT OF THE GOVERNOR'S UNANTICIPATED RELEASE OF WITHHELD REIMBURSEMENTS AND BY EXPANDING HOMESTEAD PROPERTY TAX RELIEF FOR ELDERLY AND DISABLED HOMEOWNERS.* Summarized in *Daily Bulletin* 2/1/01, 3/27/01, 6/20/01, and 7/18/01. Enacted July 26, 2001. Section 3 of this act becomes effective July 1, 2001, and expires Oct. 1, 2001. The remainder of this act becomes effective for taxes imposed for taxable years beginning on or after July 1, 2002.

NEXT SESSIONS

Monday, July 30, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

5: 2001/107

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 107 Vol. 2001, No. 107 Senate Legislative Day 107

Monday, July 30, 2001

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BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1463	HONORING JOSEPH WAYNE GRIMSLEY		RULES	JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1463. HONORING JOSEPH WAYNE GRIMSLEY. *HONORING THE LIFE AND MEMORY OF JOSEPH WAYNE GRIMSLEY, DEDICATED PUBLIC SERVANT AND FORMER PRESIDENT OF RICHMOND COMMUNITY COLLEGE.* As title indicates.
Intro. by Goodwin.
Ref. to Rules JOINT RES

CALENDAR ACTION
July 30, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
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4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT  H  RATIFIED
      OF 2001.
 03-14-01, 03-20-01, 07-09-01, 07-17-01
H0381 MENTAL HEALTH SYSTEM REFORM.             S  REC FROM HOUSE
                                               S  REF TO COM ON CHILDREN &
                                                  HUMAN RESOURCES
 07-11-01, 07-19-01, 07-24-01, 07-26-01
H0385 CONSOLIDATE BUSINESS PROVISIONS.         H  PLACED ON CAL FOR 7/31/2001
 03-07-01, 07-03-01
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H0570 TAR-PAMLICO AGRICULTURAL RULE.	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/31/2001
04-24-01, 07-24-01		
H0942 LOCKSMITH LICENSURE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-25-01, 07-02-01, 07-03-01, 07-18-01, 07-30-01		
H1052 LOW-SPEED VEHICLES DEFINED.	H	CONCURRED IN S AMEND #1,#2
04-24-01, 05-09-01, 06-13-01, 07-24-01		
H1084 EQUITABLE DISTRIBUTION CLARIFICATION.	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/31/2001
05-09-01, 07-24-01		
H1113 FINANCIAL RECORDS KEPT CONFIDENTIAL.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/31/2001
H1130 MUNICIPAL SECONDARY ROADS PAVED.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON TRANSPORTATION
	H	AMEND PENDING #1
07-11-01		
H1217 NOTIFY DWI LIENHOLDERS IMMEDIATELY.	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 7/31/2001
04-25-01, 07-16-01		
H1456 HONORING MEMORY OF WILVER DORNELL STARGELL.	H	PLACED ON CAL FOR 7/31/2001
S0011 ELECTION CHANGES-MISC.	S	CONCURRED IN H/COM SUB
04-09-01, 06-12-01, 07-16-01, 07-23-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	H	PLACED ON CAL FOR 7/31/2001
04-09-01, 07-17-01, 07-26-01		
S0034 CONTINUE STATE BUDGET.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/30/2001
	S	CONCURRED IN H/COM SUB
	S	RATIFIED
07-26-01		
S0113 CABARRUS WORK OVER WELFARE.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/31/2001
03-22-01, 07-19-01, 07-24-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S	RATIFIED
05-23-01, 07-16-01		
S0157 DIETETICS/NUTRITION PRACTICE ACT.	S	PRES. TO GOV. 7/27/2001
03-08-01, 04-12-01		
S0247 REALLOCATE CLEAN WATER BOND FUNDS.	H	POSTPONED TO 8/2/2001
06-28-01		
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	S	RATIFIED
04-09-01, 07-24-01		
S0398 CHECK CASHIER ACT SUNSET EXTENDED.	S	CONCURRED IN H/COM SUB
07-25-01		
S0400 NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
07-12-01, 07-30-01		
S0446 PHARMACY TECHNICIANS.	H	PASSED 3RD READING
04-04-01, 06-20-01, 07-23-01		
S0461 INSURANCE INFORMATION PRIVACY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 7/31/2001
04-24-01, 07-18-01, 07-24-01		
#S0628 OUT-OF-STATE CPAS/FEES.	S	SIGNED BY GOV. 7/28/2001
	SR	CH. SL 2001-313
05-22-01		
S0633 BUILDING CODE PILOT PROGRAM.	H	PLACED ON CAL FOR 7/31/2001
04-24-01, 07-26-01		

#S0690 CENTENNIAL AUTHORITY CHANGES.	S	SIGNED BY GOV. 7/28/2001
	SR	CH. SL 2001-311
#S0715 DSS/INDIAN AFFAIRS COLLABORATION.	S	SIGNED BY GOV. 7/27/2001
	SR	CH. SL 2001-309
S0778 CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES.	H	PLACED ON CAL FOR 7/31/2001
04-25-01, 07-26-01		
S0780 AMEND PHYSICIANS' LIENS STATUTES.	H	PLACED ON CAL FOR 7/31/2001
04-23-01, 07-25-01		
S0783 EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/31/2001
07-24-01		
S0817 BUILDING CODE REVISIONS.	S	RATIFIED
04-23-01, 07-04-01, 07-18-01		
S0848 WATER QUALITY/LIVESTOCK MARKETS/ANIMAL OPS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 7/31/2001
07-24-01		
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	H	PLACED ON CAL FOR 7/31/2001
04-24-01, 04-25-01, 07-26-01		
S0890 MONEY TRANSMITTERS ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-16-01, 07-30-01		
S0895 GEOGRAPHIC INFORMATION COORDINATING COUNCIL.	H	PASSED 2ND & 3RD READING
04-23-01, 04-24-01, 07-23-01		
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.	H	POSTPONED TO 7/31/2001
04-16-01, 05-22-01, 07-24-01		
S1014 STRENGTHEN LITTERING LAWS.	HA	AMEND ADOPTED #1,#2
	H	PASSED 2ND & 3RD READING
04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01		
S1081 MALICIOUS CONDUCT BY PRISONER.	H	PASSED 3RD READING
07-19-01		

LOCAL BILLS

H0715 REDISTRIBUTE MECKLENBURG LOCAL TAX.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/2/2001
07-23-01		
H0765 MODIFY VANCE OCCUPANCY TAX.	H	RATIFIED
06-04-01, 07-19-01, 07-23-01		
H0868 NAVASSA ANNEXATION/CHARTER.	S	PASSED 3RD READING
04-25-01, 07-03-01, 07-17-01		
S0092 VARIOUS LOCAL OCCUPANCY TAXES.	HA	AMEND ADOPTED #5
	H	PASSED 3RD READING
04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01		
S0255 MIDLAND/ELON LOCAL ACT.	H	PLACED ON CAL FOR 7/31/2001
03-08-01, 07-17-01, 07-26-01		
S0405 INFRASTRUCTURE REIMBURSEMENT.	H	PASSED 2ND & 3RD READING
07-17-01		
S0420 ROCKY MOUNT/PERQUIMANS LOCAL ACT.	H	PASSED 2ND & 3RD READING
04-25-01, 07-25-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 92. VARIOUS LOCAL OCCUPANCY TAXES. Intro. 2/7/01. House amendment makes the following changes to 4th edition. Deletes Johnston County from bill's coverage.

S 400. NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES. Intro. 3/12/01. Senate amendment makes the following changes to 3rd edition. Changes title to *AN ACT TO TREAT NEWSPAPER VENDING MACHINES AS STREET VENDORS FOR SALES TAX PURPOSES.* GS 105-164.13(28) now exempts from the sales tax sales of newspapers by "newspaper street vendors." The amendment provides that the quoted term includes newspaper vending machines.

S 890. MONEY TRANSMITTERS ACT. Intro. 4/5/01. Senate committee substitute makes the following changes to 2nd edition. Amends new GS 53-208.4 to delete language that limited exemption of banks, credit unions, savings and loan associations, and similar institutions to those that "do not issue or sell payment instruments through authorized delegates that are not banks, bank holding companies, credit unions, savings and loan associations, savings banks, or mutual banks." Makes other technical changes.

S 1014. STRENGTHEN LITTERING LAWS. Intro. 4/5/01. House amendments makes the following changes to 6th edition. Amendment #1 provides that recycling bins located in State buildings shall not be located in publicly traveled areas. Amendment #2 deletes sorted office paper and mixed office paper from list of materials for which recycling bins must be provided in highway rest areas, and adds provision that "sorted office paper" to be collected in State offices includes paper of high quality for recycling purposes such as copier paper, computer paper, letterhead, ledger, white envelopes and bond paper.

HOUSE BILLS

H 942. LOCKSMITH LICENSURE. Intro. 4/2/01. House committee substitute makes the following changes to 4th edition. Removes from new GS 74F-3 the provision that would make it unlawful for a person not licensed under the new statute to possess any locksmith tools, safe-opening tools, or code books for the purpose of violating the laws of the state.

LEGISLATION ENACTED

SL 2001-309 (S 715). DSS/INDIAN AFFAIRS COLLABORATION. *AN ACT TO REQUIRE COLLABORATION BETWEEN THE DIVISION OF SOCIAL SERVICES AND THE COMMISSION OF INDIAN AFFAIRS AND THE NORTH CAROLINA DIRECTORS OF SOCIAL SERVICES ASSOCIATION ON INDIAN CHILD WELFARE ISSUES.* Summarized in *Daily Bulletin* 3/28/01. Enacted July 27, 2001. Effective July 27, 2001.

SL 2001-310 (H 34). BAN BUTTERFLY AND PUNCH-CARD BALLOTS. *AN ACT TO BAN BUTTERFLY AND PUNCH-CARD BALLOTS.* Summarized in *Daily Bulletin* 2/1/01, 4/9/01, 7/10/01, and 7/11/01. Enacted July 28, 2001. Effective July 28, 2001. Section 1 applies to primaries, elections, and referenda conducted on or after July 28, 2001.

SL 2001-311 (S 690). CENTENNIAL AUTHORITY CHANGES. *AN ACT TO AMEND THE FACILITY AUTHORITY ACT SO AS TO CLARIFY THAT THE CHANCELLOR REPRESENTS THE INTEREST OF A CONSTITUENT INSTITUTION OF THE UNIVERSITY OF NORTH CAROLINA.* Summarized in *Daily Bulletin* 3/26/01. Enacted July 28, 2001. Effective July 28, 2001.

SL 2001-312 (H 1246). BOG STUDY ADMISSIONS/YOUTHS IN INSTITUTIONS OF HIGHER EDUCATION. *AN ACT TO DIRECT THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, IN COOPERATION WITH THE STATE BOARD OF EDUCATION AND THE STATE BOARD OF COMMUNITY COLLEGES, TO STUDY THE MEASURES USED FOR ADMISSIONS, PLACEMENT, AND ADVANCED PLACEMENT DECISIONS BY THE CONSTITUENT INSTITUTIONS OF THE STATE'S*

UNIVERSITY SYSTEM, TO ALLOW INTELLECTUALLY GIFTED YOUTHS TO ATTEND COMMUNITY COLLEGES, AND TO ALLOW CERTAIN YOUTHS TO BE EMPLOYED BY INSTITUTIONS OF HIGHER EDUCATION. Summarized in *Daily Bulletin* 4/12/01, 4/23/01, 6/6/01, and 7/11/01. Enacted July 28, 2001. Effective July 28, 2001. Section 2 applies to the 2001-2002 academic year and expires Sept. 1, 2004

SL 2001-313 (S 628). OUT-OF-STATE CPAS/FEES. *AN ACT REQUIRING OUT-OF-STATE CERTIFIED PUBLIC ACCOUNTANTS TO NOTIFY THE STATE BOARD OF CERTIFIED PUBLIC ACCOUNTANT EXAMINERS WHEN THEY PERFORM WORK IN THIS STATE, AUTHORIZING THE BOARD TO INCREASE FEES, AND AMENDING CERTAIN PROVISIONS RELATING TO CERTIFIED PUBLIC ACCOUNTANTS.* Summarized in *Daily Bulletin* 3/22/01 and 5/22/01. Enacted July 28, 2001. Effective July 28, 2001.

SL 2001-314 (H 1193). VOTER ADDRESS CHANGE BY FAX. *AN ACT TO ALLOW VOTERS TO REPORT CHANGES OF ADDRESS BY FAX.* Summarized in *Daily Bulletin* 4/12/01. Enacted July 28, 2001. Effective Jan 1, 2002.

SL 2001-315 (H 1186). VOTER REGISTRATION BY FAX. *AN ACT TO ALLOW CIVILIANS THE SAME RIGHT AS MILITARY PERSONNEL TO REGISTER TO VOTE BY FAX.* Summarized in *Daily Bulletin* 4/12/01 and 4/23/01. Enacted July 28, 2001. Effective Jan. 1, 2002.

SL 2001-316 (H 1126). CLARIFY RESIDENCY FOR REGISTRATION OR VOTING. *AN ACT TO CLARIFY THE DEFINITION OF RESIDENCY FOR PERSONS ENGAGING IN THE SERVICE OF STATE GOVERNMENT AND TO MAKE OTHER TECHNICAL CHANGES.* Summarized in *Daily Bulletin* 4/23/01. Enacted July 28, 2001 Effective July 28, 2001.

SL 2001-317 (H 57). LABELING CAMPAIGN ADS. *AN ACT TO PROVIDE REASONABLE AND PRACTICAL REQUIREMENTS FOR THE LABELING OF CAMPAIGN ADS; AND TO CLARIFY MEDIA LIABILITY.* Summarized in *Daily Bulletin* 2/7/01, 4/12/01, 4/17/01 and 7/10/01. Enacted July 28, 2001. Effective July 28, 2001.

SL 2001-318 (H 897). APPOINTMENTS/TRIANGLE NATIVE AMERICAN SOCIETY. *AN ACT TO PROVIDE FOR REPRESENTATION OF THE TRIANGLE NATIVE AMERICAN SOCIETY ON THE NORTH CAROLINA COMMISSION OF INDIAN AFFAIRS, THE NORTH CAROLINA INDIAN HOUSING AUTHORITY, AND THE BOARD OF THE NORTH CAROLINA INDIAN CULTURAL CENTER, INCORPORATED.* Summarized in *Daily Bulletin* 3/29/01, 4/18/01, and 7/4/01. Enacted July 28, 2001. Effective July 28, 2001.

SL 2001-319 (H 831). ELECTION CHANGES. *AN ACT TO PROVIDE A GREATER ROLE FOR THE STATE BOARD OF ELECTIONS IN PERSONNEL DECISIONS CONCERNING COUNTY ELECTION DIRECTORS; TO ENHANCE THE CERTIFICATION PROGRAM FOR ELECTION OFFICIALS; TO REMOVE LIMITATIONS ON TWO PROVISIONS CONCERNING PRECINCTS; TO CHANGE THE LENGTH OF THE ONE-STOP VOTING PERIOD; TO ALLOW COUNTY BOARDS OF ELECTIONS TO USE OTHER ONE-STOP SITES INSTEAD OF THE COUNTY BOARD OFFICE AS LONG AS A NEARBY SITE IS PROVIDED; TO ALLOW LATER ACCEPTANCE OF VOTER REGISTRATION APPLICATIONS; TO PROVIDE FOR ELECTRONIC TRANSFER OF VOTER REGISTRATION APPLICATIONS FROM THE DIVISION OF MOTOR VEHICLES; TO UPDATE THE STATUTES CONCERNING VOTER REGISTRATION LIST MAINTENANCE; TO REQUIRE PERMANENT VOTER REGISTRATION NUMBERS; TO APPLY THE WRITE-IN STATUTE TO SUPERIOR COURT JUDGE ELECTIONS; TO CORRECT A REFERENCE IN THE CAMPAIGN FINANCE LAW; TO REQUIRE THAT ALL NEW PRECINCT LINES FOLLOW CENSUS BLOCK LINES UNLESS THE EXECUTIVE DIRECTOR OF THE STATE BOARD OF ELECTIONS GRANTS A WAIVER AFTER MAKING CERTAIN FINDINGS; AND TO RENAME THE EXECUTIVE SECRETARY-DIRECTOR OF THE STATE BOARD OF ELECTIONS THE "EXECUTIVE DIRECTOR".* Summarized in *Daily Bulletin* 3/28/01, 4/16/01, 4/23/01, 6/21/01, and 7/3/01. Enacted July 28, 2001. Effective July 28, 2001, except as otherwise provided.

SL 2001-320 (H 668). SETTLEMENT PROCEDURES IN DISTRICT COURT ACTIONS. *AN ACT TO ESTABLISH MEDIATED SETTLEMENT PROCEDURES IN DISTRICT COURT ACTIONS INVOLVING FAMILY FINANCIAL ISSUES.* Summarized in *Daily Bulletin* 3/19/01, 3/28/01, and 4/10/01. Enacted July 28, 2001. GS 7A-38.4A(o), as enacted by Section 2 of this act, is effective July 1, 2001. The remainder of this act is effective Oct. 1, 2001.

NEXT SESSIONS

Tuesday, July 31, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

341
25:2001/108

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 108 Vol. 2001, No. 108 Senate Legislative Day 108

Tuesday, July 31, 2001

N.C. DOCUMENTS
CLEARINGHOUSE
AUG 2 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
July 31, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0106 SCHOOL ELECTION OPTIONS.                    SA AMEND ADOPTED #1
                                                  S  AMEND FAILED #2
                                                  SA AMEND ADOPTED #3
                                                  S  PASSED 3RD READING
 04-17-01, 04-24-01, 04-25-01, 07-24-01, 07-31-01
H0195 N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT     H  PRES. TO GOV. 7/31/2001
      OF 2001.
 03-14-01, 03-20-01, 07-09-01, 07-17-01
H0385 CONSOLIDATE BUSINESS PROVISIONS.            H  CONCURRED ON 2ND READING
 03-07-01, 07-03-01
H0570 TAR-PAMLICO AGRICULTURAL RULE.              H  CONCURRED IN S/COM SUB
 04-24-01, 07-24-01
H0612 NEUSE RIVER WATER QUALITY                   S  REPTD FAV
      RECLASSIFICATION.
 07-17-01
H0942 LOCKSMITH LICENSURE.                        SA AMEND ADOPTED #1
                                                  S  PASSED 2ND READING
 06-25-01, 07-02-01, 07-03-01, 07-18-01, 07-30-01, 07-31-01
H1052 LOW-SPEED VEHICLES DEFINED.                 H  CONCURRED ON 3RD READING
 04-24-01, 05-09-01, 06-13-01, 07-24-01
H1070 REMOVAL/RESIGNATION OF TRUSTEES.            H  REPTD FAV
                                                  H  CAL PURSUANT RULE 36(B)
                                                  H  PLACED ON CAL FOR 8/1/2001

 06-06-01
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H1084 EQUITABLE DISTRIBUTION CLARIFICATION.	H	CONCURRED IN S/COM SUB
05-09-01, 07-24-01		
H1113 FINANCIAL RECORDS KEPT CONFIDENTIAL.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON JUDICIARY I
H1217 NOTIFY DWI LIENHOLDERS IMMEDIATELY.	H	CONCURRED IN S/COM SUB
04-25-01, 07-16-01		
H1456 HONORING MEMORY OF WILVER DORNELL STARGELL.	H	PASSED 2ND & 3RD READING
	S	REC FROM HOUSE
	S	PLACED ON CAL FOR 7/31/2001
	S	PASSED 2ND & 3RD READING
S0011 ELECTION CHANGES-MISC.	S	RATIFIED
04-09-01, 06-12-01, 07-16-01, 07-23-01		
S0016 MUNICIPAL ELECTION BDS.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 7/31/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 8/1/2001
03-14-01, 05-14-01, 05-15-01, 07-31-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	H	POSTPONED TO 8/7/2001
04-09-01, 07-17-01, 07-26-01		
S0034 CONTINUE STATE BUDGET.	S	PRES. TO GOV. 7/31/2001
07-26-01		
S0113 CABARRUS WORK OVER WELFARE.	S	CONCURRED IN H/COM SUB
03-22-01, 07-19-01, 07-24-01		
S0144 STREAMLINED SALES AND USE TAX AGREEMENT.	S	PRES. TO GOV. 7/31/2001
05-23-01, 07-16-01		
S0195 CRIMINAL RECORD CHECKS FOR NURSES.	H	PASSED 2ND READING
03-14-01		
S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	S	PRES. TO GOV. 7/31/2001
04-09-01, 07-24-01		
S0398 CHECK CASHIER ACT SUNSET EXTENDED.	S	RATIFIED
07-25-01		
S0446 PHARMACY TECHNICIANS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/1/2001
04-04-01, 06-20-01, 07-23-01		
S0461 INSURANCE INFORMATION PRIVACY.	S	CONCURRED IN H/COM SUB
04-24-01, 07-18-01, 07-24-01		
S0633 BUILDING CODE PILOT PROGRAM.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-24-01, 07-26-01, 07-31-01		
S0720 COMMUNITY DEV. INITIATIVE FUNDS.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
S0729 MOTORCYCLE INSURANCE RATES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-10-01, 07-31-01		
S0778 CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES.	H	PASSED 2ND & 3RD READING
04-25-01, 07-26-01		
S0780 AMEND PHYSICIANS' LIENS STATUTES.	H	PASSED 2ND & 3RD READING
04-23-01, 07-25-01		
S0783 EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL.	S	REC TO CONCUR H COM SUB
07-24-01		
S0817 BUILDING CODE REVISIONS.	S	PRES. TO GOV. 7/31/2001
04-23-01, 07-04-01, 07-18-01		

S0848 WATER QUALITY/LIVESTOCK MARKETS/ANIMAL OPS.	S	CONCURRED IN H/COM SUB
	S	RATIFIED
07-24-01		
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	H	POSTPONED TO 8/2/2001
04-24-01, 04-25-01, 07-26-01		
S0890 MONEY TRANSMITTERS ACT.	S	PASSED 2ND & 3RD READING
05-16-01, 07-30-01		
S0895 GEOGRAPHIC INFORMATION COORDINATING COUNCIL.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/1/2001
04-23-01, 04-24-01, 07-23-01		
S0904 ENACT MORTGAGE LENDING ACT.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
07-24-01, 07-25-01, 07-26-01		
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-16-01, 05-22-01, 07-24-01, 07-31-01		
S0951 PREVENT UNNECESSARY FILING OF BRIEFS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-19-01, 07-31-01		
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-18-01		
S1062 SUBSTANCE ABUSE PROFESSIONALS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/1/2001
S1081 MALICIOUS CONDUCT BY PRISONER.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/1/2001
07-19-01		

LOCAL BILLS

H0402 BERTIE COUNTY HUNTING.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
04-24-01, 05-14-01		
H0868 NAVASSA ANNEXATION/CHARTER.	H	RATIFIED
04-25-01, 07-03-01, 07-17-01		
S0255 MIDLAND/ELON LOCAL ACT.	HA	AMEND ADOPTED #1,#2
	H	PASSED 2ND READING
03-08-01, 07-17-01, 07-26-01, 07-31-01		
S0405 INFRASTRUCTURE REIMBURSEMENT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/1/2001
07-17-01		
S0420 ROCKY MOUNT/PERQUIMANS LOCAL ACT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/1/2001
04-25-01, 07-25-01		
S0551 WELDON ANNEXATION AGREEMENT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/7/2001
07-25-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 16. MUNICIPAL ELECTION BOARDS. Intro. 1/29/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. (1) Adds a provision directing the State Board of Elections to make specified inspections of the operations of the municipal boards of elections of Morganton, Granite Falls, Old Fort, and Rhodhiss (the only municipal boards of elections remaining after the bill becomes effective). (2) Deletes provision that county boards of elections have authority to require maps or definitive outlines of the boundaries constituting a municipality or special district and are to be immediately advised of any change or relocation of such boundaries. (3) Makes numerous technical changes.

S 255. MIDLAND/ELON LOCAL ACT. Intro. 2/27/01. House amendments make the following changes to 4th edition. Deletes provisions of bill allowing town of Elon to exercise planning jurisdiction over an area described in bill and changes title accordingly. Changes effective date to Aug. 31, 2001.

S 633. BUILDING CODE PILOT PROGRAM. Intro. 3/22/01. House amendment makes the following changes to 3rd edition. Provides that those participating in pilot program are not liable for damages to any greater or lesser extent "than if the lead local jurisdiction and other participating jurisdictions were not participating in the pilot program" (was, "than under current law").

S 729. MOTORCYCLE INSURANCE RATES. Intro. 3/29/01. House committee substitute makes the following changes to 2nd edition. Replaces 2nd edition with *AN ACT TO PROVIDE THAT RATES AND CLASSIFICATIONS FOR MOTORCYCLE THEFT AND PHYSICAL DAMAGE INSURANCE ARE TO BE ESTABLISHED BY THE CARRIERS THAT WRITE THOSE COVERAGES AND NOT BY THE NORTH CAROLINA RATE BUREAU; TO PROVIDE THAT THE RATE BUREAU RETAINS JURISDICTION OVER RATES AND CLASSIFICATIONS FOR MOTORCYCLE LIABILITY INSURANCE; AND TO PROVIDE THAT MOTORCYCLE LIABILITY INSURANCE IS STILL CEDABLE TO THE NORTH CAROLINA MOTOR VEHICLE REINSURANCE FACILITY, and amends bill* as title indicates.

S 936. SEX OFFENDER REG/CONFORM W/FED LAW. Intro. 4/5/01. House amendment makes the following changes to 4th edition. Amends GS 14-208.23 to provide that recidivist convicted of aggravated offense, or classified as sexually violent predator, shall maintain registration for life, and that registration shall not be terminated except as provided under (proposed) GS 14-208.6C (discontinuation of registration requirement).

S 951. PREVENT UNNECESSARY FILING OF BRIEFS. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Rewrites title to read *AN ACT TO AMEND RULE 5 OF THE RULES OF CIVIL PROCEDURE TO ELIMINATE THE REQUIREMENT OF FILING OF BRIEFS OR MEMORANDA REGARDING DISPOSITIVE MOTIONS WITHIN FIVE DAYS OF SERVICE, AS RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION, AND TO ELIMINATE THE UNNECESSARY FILING OF COVER SHEETS.* Adds new GS 7A-34.1 to specify that, in civil actions, the cover sheet form prescribed by the Administrative Office of the Courts may not be required for any paper filed after the initial pleading if the filing contains (1) a caption with the file number on the first page, (2) the name, address, and phone number of the attorney or party filing the paper, (3) the name of the party and the party's status in the case and, (4) on the first page, the codes promulgated by the AOC to identify the filing. New section effective Oct. 1, 2001.

HOUSE BILLS

H 106. SCHOOL ELECTION OPTIONS. Intro. 2/14/01. Senate amendment makes the following changes to 4th edition. (1) Deletes provision allowing school boards to have member terms of six years, limiting term options to two years or four years. (2) Provides that the minimum number of signatures that must appear on a petition in order to force a referendum on a proposed change in school board elections that has already been adopted by the school board is 3,000 (was, 5,000), or 10% of the registered voters, whichever is less.

H 942. LOCKSMITH LICENSURE. Intro. 4/2/01. Senate amendment makes the following changes to 5th edition. Removes provision in proposed GS 74F-16(4) that excepted from the bill an employee of a motor club when opening automobile locks in the normal course of duty, so long as the employee did not represent himself or herself as a locksmith. Adds provision stating that the bill does not apply to employees of motor vehicle dealers.

LEGISLATION ENACTED

SL 2001-321 (H 765). MODIFY VANCE OCCUPANCY TAX. *AN ACT TO AUTHORIZE VANCE COUNTY TO LEVY AN ADDITIONAL THREE PERCENT ROOM OCCUPANCY TAX AND TO MAKE OTHER CHANGES TO THE VANCE COUNTY ROOM OCCUPANCY TAX.* Summarized in *Daily Bulletin* 3/26/01, 6/4/01, 7/19/01, and 7/23/01. Enacted July 30, 2001. Effective July 30, 2001.

NEXT SESSIONS

Wednesday, August 1, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

5:2001/109

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 109 Vol. 2001, No. 109 Senate Legislative Day 109

Wednesday, August 1, 2001

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STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 1, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0041 SECURITIES TRANSFER ON DEATH.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/7/2001
07-09-01		
H0355 STATE BUILDING CODE CHANGES.	H	COM SUB RULED MATERIAL
	H	REPTD UNFAV FOR CONC
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/2/2001
04-16-01, 07-18-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-19-01, 08-01-01		
H0385 CONSOLIDATE BUSINESS PROVISIONS.	H	CONCURRED ON 3RD READING
03-07-01, 07-03-01		
H0439 CIVIL PROCEDURE RULE CHANGES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-02-01, 08-01-01		
H0570 TAR-PAMLICO AGRICULTURAL RULE.	H	RATIFIED
04-24-01, 07-24-01		
H0612 NEUSE RIVER WATER QUALITY RECLASSIFICATION.	S	PASSED 2ND & 3RD READING
07-17-01		
H0942 LOCKSMITH LICENSURE.	S	PASSED 3RD READING
06-25-01, 07-02-01, 07-03-01, 07-18-01, 07-30-01, 07-31-01		

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H1013 COSMETIC ART FEES/CONTINUING EDUCATION.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON FINANCE
07-23-01		
H1052 LOW-SPEED VEHICLES DEFINED.	H	RATIFIED
04-24-01, 05-09-01, 06-13-01, 07-24-01		
H1070 REMOVAL/RESIGNATION OF TRUSTEES.	H	PASSED 2ND READING
06-06-01		
H1084 EQUITABLE DISTRIBUTION CLARIFICATION.	H	RATIFIED
05-09-01, 07-24-01		
H1217 NOTIFY DWI LIENHOLDERS IMMEDIATELY.	H	RATIFIED
04-25-01, 07-16-01		
H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-24-01, 06-19-01, 08-01-01		
H1456 HONORING MEMORY OF WILVER DORNELL STARGELL.	H	RATIFIED
S0011 ELECTION CHANGES-MISC.	S	PRES. TO GOV. 8/1/2001
04-09-01, 06-12-01, 07-16-01, 07-23-01		
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-16-01, 08-01-01		
S0016 MUNICIPAL ELECTION BDS.	HA	CONF REPORT ADOPTED
03-14-01, 05-14-01, 05-15-01, 07-31-01		
#S0034 CONTINUE STATE BUDGET.	S	SIGNED BY GOV. 7/31/2001
	SR	CH. SL 2001-322
07-26-01		
S0113 CABARRUS WORK OVER WELFARE.	S	RATIFIED
03-22-01, 07-19-01, 07-24-01		
S0137 PRIVATE CORRECTIONAL OFFICERS.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 8/2/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 8/2/2001
03-06-01, 03-07-01, 04-12-01, 05-24-01, 05-29-01, 08-01-01		
S0195 CRIMINAL RECORD CHECKS FOR NURSES.	HA	AMEND ADOPTED #1
	H	PASSED 3RD READING
03-14-01, 08-01-01		
S0206 TOURIST DIRECTIONAL SIGN PROGRAM.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-10-01, 06-20-01, 08-01-01		
#S0398 CHECK CASHIER ACT SUNSET EXTENDED.	S	PRES. TO GOV. 7/31/2001
	S	SIGNED BY GOV. 7/31/2001
	SR	CH. SL 2001-323
07-25-01		
S0400 NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
07-12-01, 07-30-01		
S0446 PHARMACY TECHNICIANS.	S	CONCURRED ON 2ND READING
04-04-01, 06-20-01, 07-23-01		
S0461 INSURANCE INFORMATION PRIVACY.	S	RATIFIED
04-24-01, 07-18-01, 07-24-01		
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/2/2001
04-25-01, 08-01-01		
S0680 LAWFUL FIREARM ACTIVITIES PROTECTED.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
04-25-01, 06-26-01, 06-27-01, 08-01-01		

S0723 UNSOLICITED CHECKS TO SECURE LOANS.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
04-25-01, 08-01-01	
S0778 CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 8/2/2001
04-25-01, 07-26-01	
S0780 AMEND PHYSICIANS' LIENS STATUTES.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 8/2/2001
04-23-01, 07-25-01	
S0783 EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL.	S RATIFIED
07-24-01	
#S0817 BUILDING CODE REVISIONS.	S SIGNED BY GOV. 7/31/2001 SR CH. SL 2001-324
04-23-01, 07-04-01, 07-18-01	
#S0848 WATER QUALITY/LIVESTOCK MARKETS/ANIMAL OPS.	S PRES. TO GOV. 7/31/2001 S SIGNED BY GOV. 8/1/2001 SR CH. SL 2001-326
07-24-01	
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	H WITHDRAWN FROM CAL H POSTPONED TO 8/8/2001
04-24-01, 04-25-01, 07-26-01	
S0895 GEOGRAPHIC INFORMATION COORDINATING COUNCIL.	S CONCURRED IN H/COM SUB
04-23-01, 04-24-01, 07-23-01	
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	H WITHDRAWN FROM CAL H RE-REF COM ON JUDICIARY III
04-18-01	
S1014 STRENGTHEN LITTERING LAWS.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 8/2/2001
04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01	
S1062 SUBSTANCE ABUSE PROFESSIONALS.	H PASSED 2ND READING
S1081 MALICIOUS CONDUCT BY PRISONER.	S CONCURRED IN H/COM SUB
07-19-01	

LOCAL BILLS

H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX.	S PASSED 2ND READING
05-02-01, 06-20-01	
H0906 DURHAM CHARTER TECHNICAL CORRECTIONS.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
08-01-01	
S0092 VARIOUS LOCAL OCCUPANCY TAXES.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 8/1/2001 S FAILED CONCUR IN COM SUB S CONF COM APPOINTED
04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01	
S0255 MIDLAND/ELON LOCAL ACT.	H PASSED 3RD READING
03-08-01, 07-17-01, 07-26-01, 07-31-01	
S0405 INFRASTRUCTURE REIMBURSEMENT.	S CONCURRED IN H/COM SUB
07-17-01	
S0420 ROCKY MOUNT/PERQUIMANS LOCAL ACT.	S CONCURRED IN H/COM SUB
04-25-01, 07-25-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 14. ELECTION REWRITE-2. Intro. 1/29/01. House committee substitute makes the following changes to 2nd edition. (1) Adds a provision specifying that the State Board of Elections, in securing missing abstracts needed fr it to conduct its canvass after an election, may secure the originals or copies from the appropriate clerks of superior court or county boards of elections, at the expense of the counties. (2) Adds a provision specifying tha the Secretary of State, after receiving from the State Board of Elections a copy of each certificate of nomination r election, is to keep the certificates in a form readily accessible and useful to the public. (3) Adds a provision permitting the State Board of Elections to make temporary rules before the first election following the effective date of the act (Jan. 1, 2002). (4) Makes conforming changes to numerous provisions of GS Ch. 163.

S 137. PRIVATE CORRECTIONAL OFFICERS. Intro. 2/14/01. Conference report recommends the following changes to 5th edition to reconcile matters in controversy. Adds provision requiring private facility to notify sheri in county in which facility is located of any escapes from the facility. Also requires facility to notify Dep't of Correction about escape, which must notify State Bureau of Identification. Specifies that sheriff is lead law enforcement officer in connection with the escape.

S 195. CRIMINAL RECORD CHECKS FOR NURSES. Intro. 2/21/01. House amendment makes the following changes to 2nd edition. Amends proposed GS 90-171.48(c) to provide that Nursing Board, if applicant has a conviction that is revealed by record check, must determine if the applicant's conviction constitutes grounds to deny licensure under GS 90-171.37.

S 206. TOURIST DIRECTIONAL SIGN PROGRAM. Intro. 2/22/01. House committee substitute makes the following changes to 3rd edition. Changes effective date from July 1, 2001, to Jan. 1, 2002.

S 646. HARM OR HINDER LAW OR ASSISTANCE ANIMALS. Intro. 2/22/01. House committee substitute makes the following changes to 2nd edition. Changes title of bill to *AN ACT TO MAKE IT A CRIMINAL OFFENS TO HARM OR ATTEMPT TO HARM A LAW ENFORCEMENT AGENCY ANIMAL, OR TO OBSTRUCT, DELAY TEASE, OR HARASS THE ANIMAL IN THE PERFORMANCE OF ITS DUTIES AS A LAW ENFORCEMENT AGENCY ANIMAL OR ASSISTANCE ANIMAL.* Deletes specification in definition of physical harm that harm includes any harm regardless of its gravity or duration. Deletes provisions requiring that conduct included in definition of offenses created in bill "not be in self defense." Rewrites proposed BS 14-13.1(d) to make it clear that taunting, teasing or harassing an animal covered by bill is a crime only when the animal is performing its dut as a law enforcement animal.

S 680. LAWFUL FIREARM ACTIVITIES PROTECTED. Intro. 3/26/01. House committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS AND TO AMEND THE LAW REGARDIN CONCEALED HANDGUN PERMIT FEES.* Deletes section of bill that would have added new Art. 54C to GS Ch. 14 concerning gun shows. Amends GS 14-415.19(a) (concealed handgun permit fees) to provide for a $5.00 renewal fee for person who is at least 70 years old (now, renewal fee for everyone is $75.00); effective for fees assessed on or after Dec. 1, 2001.

S 723. UNSOLICITED CHECKS TO SECURE LOANS. Intro. 3/29/01. House committee substitute makes the following changes to 1st edition: (1) Retains substance of original bill's provisions regarding the required warning and notifications that lenders must give to recipients of unsolicited negotiable checks the signing of which constitutes a loan agreement, but adds additional provisions requiring specific notification to the recipients that endorsing the check constitutes entering the loan agreement. (2) Deletes the original bill's provision requiring lenders to provide with the check a Notice of Cancellation form for the recipient to use to cancel a loan. (3) Adds provisions specifying the conduct required of a lender with respect to a recipient of an unsolicited check in the event the check is stolen or otherwise obtained by someone other than the intended payee and the check is

fraudulently cashed. In such a case, the lender is to provide an affidavit for the intended payee to use, is not to attempt any collection activities against the payee until the lender has investigated the circumstances, is to investigate and make a determination, is to presume that the payee's affidavit is accurate absent evidence to the contrary, and, if the determination is that the check was cashed fraudulently, is to take immediate action to remove the intended payee from all liability on the account and is to request all credit reporting agencies to remove references to the transaction, if any, from the intended payee's credit reports. (4) Adds a provision specifying that the bill's provisions do not apply to a transaction in which a consumer has submitted an application or requested an extension of credit from the lender before receiving the check, or where the lender has an existing account relationship with the consumer.

HOUSE BILLS

H 359. VIATICAL SETTLEMENTS REWRITE. Intro. 3/1/01. House committee substitute makes the following changes to 2nd edition. Adds provision to definition of "business of viatical settlements" in proposed new GS 58-28-205 that definition does not include activity involving viatical settlement contracts as investments as regulated by GS Ch. 78A; makes conforming changes throughout bill. Deletes provision in proposed new GS 58-28-260 concerning specified viatical settlement advertisements considered to be false and misleading on their face. Adds new Part II of bill concerning securities law changes in GS Ch. 78A involving viatical settlement contracts. Changes act's effective date from Oct. 1, 2001, to Jan. 1, 2002.

H 439. CIVIL PROCEDURE RULE CHANGES. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Deletes portion of proposed amendment to GS 1A-1, Rule 46(b) that required party making objection to ruling on something other than evidentiary matter to promptly present to the court a motion that states specific grounds for the objection in those instances in which the party has no opportunity to object at the time the ruling is made.

H 906. DURHAM TECH. CORR./EXP ABC BD./SINGLE-PRIME. Intro. 3/29/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO MAKE A TECHNICAL CORRECTION TO THE SECTION OF THE CHARTER OF THE CITY OF DURHAM THAT PROVIDES EXEMPTIONS FROM THE CITY'S FAIR HOUSING ORDINANCE, TO EXPAND THE DURHAM COUNTY ABC BOARD TO FIVE MEMBERS, AND ALLOW THE CITY OF DURHAM TO USE THE SINGLE-PRIME CONTRACT SYSTEM FOR THE DESIGN AND CONSTRUCTION OF A TRANSFER FACILITY AND PARKING DECK.* As title indicates.

H 1284. OPENNESS OF COURT RECORDS AND PROCEEDINGS. Intro. 3/12/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO CREATE A PROCEDURE FOR INTERVENTION FOR THE LIMITED PURPOSE OF ASSERTING A RIGHT OF ACCESS TO A JUDICIAL PROCEEDING OR TO A JUDICIAL RECORD AND TO CREATE A NEW FEE FOR FILING A MOTION TO INTERVENE UNDER GS 1-72.1.* Rewrites proposed new GS 1-72.1 to provide that an applicant asserting a right of access to a judicial proceeding or a judicial record may move to intervene in that proceeding for the limited purpose of being heard on the access claim. Requires notice under GS 1A-1, Rule 5 on all parties to action. Court must announce in court the time and place of hearing and cause that information to be posted in the courthouse. Court must hold evidentiary hearing and issue ruling. If ruling allows access, court may impose conditions on that access as necessary. Allows intervening party to file interlocutory appeal with appellate court contesting judge's order, but underlying action may proceed pending that appeal. Does not apply to juvenile proceedings.

LEGISLATION ENACTED

SL 2001-322 (S 34). CONTINUE STATE BUDGET. *AN ACT TO EXTEND THE EXPIRATION DATE OF THE LEGISLATION AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT THE LEVEL IN EFFECT ON JUNE 30. 2001, AND EXTENDING EXPIRING PROVISIONS OF LAW; TO APPROPRIATE FUNDS FOR THE STATE EMPLOYEE HEALTH BENEFIT PLAN; TO EXTEND ESTABLISHED PAYMENTS FOR MEDICAL TREATMENTS AND SERVICES TO WORKERS' COMPENSATION PATIENTS; TO CLARIFY STATUTORY SALARY INCREASES; AND TO*

AUTHORIZE PRISON CONSTRUCTION. Summarized in *Daily Bulletin* 7/26/01. Enacted July 31, 2001. Effective July 31, 2001.

NEXT SESSIONS

Thursday, August 2, 2001

HOUSE convenes at 11:00 a.m.

SENATE convenes at 11:00 a.m.

25:2001/110

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 110 Vol. 2001, No. 110 Senate Legislative Day 110

Thursday, August 2, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
S 1103	HONORING SENATOR JOHN W. THOMAS		RULES	JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

SENATE BILLS

S 1103. HONORING SENATOR JOHN W. THOMAS. *HONORING THE LIFE AND MEMORY OF STATE SENATOR JOHN W. THOMAS UPON THE ONE HUNDRED FIFTIETH ANNIVERSARY OF THE TOWN OF THOMASVILLE.* As title indicates.
Intro. by Clodfelter, Bingham, Cunningham.
Ref. to Rules JOINT RES

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AUG 6 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

CALENDAR ACTION
August 2, 2001

NOTES
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3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0106 SCHOOL ELECTION OPTIONS.                    H  REC TO CONCUR S COM SUB
                                                  H  CAL PURSUANT RULE 36(B)
 04-17-01, 04-24-01, 04-25-01, 07-24-01, 07-31-01
H0355 STATE BUILDING CODE CHANGES.                H  FAILED CONCUR IN COM SUB
                                                  H  CONF COM APPOINTED
 04-16-01, 07-18-01
H0385 CONSOLIDATE BUSINESS PROVISIONS.            H  RATIFIED
 03-07-01, 07-03-01
H0439 CIVIL PROCEDURE RULE CHANGES.               S  PASSED 2ND & 3RD READING
 04-02-01, 08-01-01
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H0570 TAR-PAMLICO AGRICULTURAL RULE. 04-24-01, 07-24-01	H	PRES. TO GOV. 8/2/2001
H0612 NEUSE RIVER WATER QUALITY RECLASSIFICATION. 07-17-01	H	RATIFIED
H1052 LOW-SPEED VEHICLES DEFINED. 04-24-01, 05-09-01, 06-13-01, 07-24-01	H	PRES. TO GOV. 8/2/2001
H1070 REMOVAL/RESIGNATION OF TRUSTEES. 06-06-01	H	PASSED 3RD READING
H1073 REGISTER OF DEEDS-FEES/INSTRUMENT STANDARDS. 06-11-01, 06-13-01, 08-02-01	S SA	REPTD FAV COM SUBSTITUTE COM SUBSTITUTE ADOPTED
H1084 EQUITABLE DISTRIBUTION CLARIFICATION. 05-09-01, 07-24-01	H	PRES. TO GOV. 8/2/2001
H1217 NOTIFY DWI LIENHOLDERS IMMEDIATELY. 04-25-01, 07-16-01	H	PRES. TO GOV. 8/2/2001
H1271 NORTH CAROLINA NATIONAL HERITAGE AREA/ COMMISSION 08-02-01	HA H	REPTD FAV COM SUBSTITUTE RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
#H1456 HONORING MEMORY OF WILVER DORNELL STARGELL.	HR	CH. RES 2001-26
S0113 CABARRUS WORK OVER WELFARE. 03-22-01, 07-19-01, 07-24-01	S	PRES. TO GOV. 8/2/2001
S0137 PRIVATE CORRECTIONAL OFFICERS. 03-06-01, 03-07-01, 04-12-01, 05-24-01, 05-29-01, 08-01-01	HA SA	CONF REPORT ADOPTED CONF REPORT ADOPTED
S0195 CRIMINAL RECORD CHECKS FOR NURSES. 03-14-01, 08-01-01	S S	REC TO CONCUR IN H AMEND PLACED ON CAL FOR 8/6/2001
S0206 TOURIST DIRECTIONAL SIGN PROGRAM. 04-10-01, 06-20-01, 08-01-01	H	PLACED ON CAL FOR 8/6/2001
S0247 REALLOCATE CLEAN WATER BOND FUNDS. 06-28-01	H H	WITHDRAWN FROM CAL RE-REF COM ON APPROPRIATIONS
S0353 DOR DEBT COLLECTION CHANGES. 03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01, 08-02-01	H H	CONF COM REPORTED PLACED ON CAL FOR 8/7/2001
S0446 PHARMACY TECHNICIANS. 04-04-01, 06-20-01, 07-23-01	S	CONCURRED ON 3RD READING
S0461 INSURANCE INFORMATION PRIVACY. 04-24-01, 07-18-01, 07-24-01	S	PRES. TO GOV. 8/2/2001
S0531 UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES. 04-10-01, 08-02-01	HA H H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 8/6/2001
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS. 04-25-01, 08-01-01	H	POSTPONED TO 8/7/2001
S0778 CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES. 04-25-01, 07-26-01	S	CONCURRED IN H/COM SUB
S0780 AMEND PHYSICIANS' LIENS STATUTES. 04-23-01, 07-25-01	S	CONCURRED IN H/COM SUB

S0783 EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL.	S	PRES. TO GOV. 8/2/2001
07-24-01		
S0842 BUSINESS ENTITY CHANGES.	H	REPTD FAV AS AMENDED
	H	CAL PURSUANT RULE 36(B)
05-24-01, 06-27-01, 07-26-01		
S0890 MONEY TRANSMITTERS ACT.	H	REC FROM SENATE
	H	REF TO THE COM ON FINANCIAL INSTITUTIONS AND, IF FAVORABLE, TO THE COM ON FINANCE
05-16-01, 07-30-01		
S0895 GEOGRAPHIC INFORMATION COORDINATING COUNCIL.	S	RATIFIED
04-23-01, 04-24-01, 07-23-01		
S0951 PREVENT UNNECESSARY FILING OF BRIEFS.	H	PLACED ON CAL FOR 8/6/2001
04-19-01, 07-31-01		
S1014 STRENGTHEN LITTERING LAWS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/6/2001
04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01		
S1062 SUBSTANCE ABUSE PROFESSIONALS.	H	PASSED 3RD READING
S1081 MALICIOUS CONDUCT BY PRISONER.	S	RATIFIED
07-19-01		

LOCAL BILLS

H0118 BELVILLE DEANNEXATION	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
07-25-01		
H0368 WELDON ANNEXATION REPEAL.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
06-20-01		
H0583 MODIFY NASH OCCUPANCY TAX.	S	REPTD FAV
06-28-01		
H0715 REDISTRIBUTE MECKLENBURG LOCAL TAX.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
07-23-01		
H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX.	S	PASSED 3RD READING
05-02-01, 06-20-01		
H0906 DURHAM TECH. CORR./EXP ABC BD./SINGLE-PRIME.	S	PASSED 2ND & 3RD READING
08-01-01		
S0092 VARIOUS LOCAL OCCUPANCY TAXES.	H	CONF COM APPOINTED
04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01		
S0405 INFRASTRUCTURE REIMBURSEMENT.	S	RATIFIED
07-17-01		
S0420 ROCKY MOUNT/PERQUIMANS LOCAL ACT.	S	RATIFIED
04-25-01, 07-25-01		
S0657 CHAPEL HILL ANNEXATIONS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/6/2001
07-17-01, 07-23-01		

S0664 CITY OF MONROE PREPARED FOOD TAX. H REPTD FAV
H CAL PURSUANT RULE 36(B)

07-23-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 353. DOR DEBT COLLECTION CHANGES. Intro. 3/6/01. Conference report recommends the following changes to 7th edition to reconcile matters in controversy. Deletes from the definition of "overdue tax debt" the provision that excluded a debt from the definition if a notice of garnishment was served under GS 105-242(b) within 90 days after the notice of final assessment was mailed and the tax debt is being paid pursuant to a resulting garnishment agreement or judgment. Deletes requirement that outsourcing contracts be awarded by the competitive bid process on a regional basis only to contractors who practice a code of ethics as approved by the Sec'y of Revenue and, effective Oct. 1, 2003, limits debts to be collected by this method to those owed by nonresidents and foreign entities. Rewrites definition of "secrecy" to provide that a contractor to whom the Dep't has submitted tax debts for collection must not disclose tax information to any person for any purpose, and makes violation of the provision a Class I felony. Adds requirement that required reports include a long-term collection plan, a timeline for implementing the plan, a summary of steps taken and their results, and any data requested by the Comm'n or the Committee. Deletes proposed amendments to GS 105-241.2 and GS 105-267, which provided for awards of prevailing taxpayer's costs and attorney fees. Adds provision, effective July 1, 2001, that Dep't of Revenue may draw up to $500,000 for 2001-2002 from the collection assistance fee account to pay for assistance in developing a request for proposals for a performance-based contract to implement certain study recommendations relating to the collection of overdue tax debts. Makes the deletion of the federal collection assistance fee provision effective Nov. 1, 2001. Except as specified otherwise, remainder of the act is effective upon becoming law and applies to tax debts that remain unpaid on or after that date.

S 531. UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES. Intro. 3/19/01. House committee substitute makes the following changes to 2nd edition. In proposed new GS 66-58(c)(3a), rewrites the list of authorized supportive services to include (1) small business incubators (as defined in the act), (2) product testing services, and (3) videoconferencing services provided to the public for occasional use. With no change in wording, relocates the remaining part of the bill to GS 115D-20 (powers and duties of trustees).

HOUSE BILLS

H 1073. REGISTER OF DEEDS/BUSINESS REINSTATEMENT. Intro. 4/10/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO CREATE AN AUTOMATION ENHANCEMENT AND PRESERVATION FUND AND EXPAND THE UNIFORM FEES FOR SERVICES CHARGED BY REGISTERS OF DEEDS, TO ENHANCE THE STANDARDS FOR INSTRUMENTS TO BE REGISTERED IN THE OFFICE OF THE REGISTER OF DEEDS, AND TO ALLOW THE SECRETARY OF STATE TO REINSTATE BUSINESS ENTITIES ADMINISTRATIVELY DISSOLVED BY THE SECRETARY.* Amends various sections of GS Ch. 55, 55A, 57C and 59 to delete time limitation on the period in which a corporate entity dissolved by action of the Secretary of State may apply for reinstatement (now must be done no later than five years after the effective date of dissolution.) If at time of application, the name to be used by entity is not distinguishable from that of an already established entity, applicant for reinstatement must choose new name. Provides that no new entity may use the name of an administratively dissolved entity for five years New provisions effective when they become law and apply retroactively to any applications for reinstatement after Dec. 1, 1999.

H 1271. N.C. NATIONAL HERITAGE AREA/COMMISSION. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Adds provision specifying counties to be included in the 23 county mountain region: Alleghany, Ashe, Avery, Burke, Buncombe, Caldwell, Cherokee, Clay, Graham, Haywood, Henderson,

Jackson, Macon, Madison, McDowell, Mitchell, Polk, Rutherford, Swain, Transylvania, Watauga, Wilkes, and Yancey.

LEGISLATION ENACTED

SL 2001-323 (S 398). CHECK CASHER ACT SUNSET EXTENDED. *AN ACT TO DELAY THE SUNSET OF THE PROVISIONS OF THE CHECK CASHER ACT AUTHORIZING POSTDATED OR DELAYED DEPOSIT CHECKS.* Summarized in *Daily Bulletin* 7/25/01. Enacted July 31, 2001. Effective July 31, 2001.

SL 2001-324 (S 817). BUILDING CODE REVISIONS. *AN ACT TO AMEND THE STATE BUILDING CODE REGARDING DOOR LOCK REQUIREMENTS IN CERTAIN SITUATIONS.* Summarized in *Daily Bulletin* 4/3/01, 4/23/01, 7/4/01, and 7/18/01. Enacted July 31, 2001. Effective July 31, 2001.

SL 2001-325 (H 868). NAVASSA ANNEXATION/CHARTER. *AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF NAVASSA, AND TO AMEND THE CHARTER OF THE TOWN OF NAVASSA TO CHANGE THE TERM OF OFFICE OF THE MAYOR AND ALLOW FOR DISTRICT ELECTIONS.* Summarized in *Daily Bulletin* 4/25/01, 7/3/01, and 7/17/01. Enacted July 31, 2001. Effective July 31, 2001.

SL 2001-326 (S 848). WATER QUALITY/LIVESTOCK MARKETS/ANIMAL OPERATIONS. *AN ACT TO INCLUDE PUBLIC LIVESTOCK MARKETS WITHIN THE DEFINITION OF ANIMAL OPERATIONS FOR THE PURPOSE OF REGULATING THE ANIMAL WASTE MANAGEMENT SYSTEMS THAT SERVE THESE MARKETS AND TO PROVIDE THAT AN ANIMAL WASTE MANAGEMENT SYSTEM THAT SERVES A PUBLIC LIVESTOCK MARKET MAY BE PERMITTED EITHER AS AN ANIMAL OPERATION OR UNDER THE STATE'S GENERAL WATER QUALITY STATUTES.* Summarized in *Daily Bulletin* 4/4/01 and 7/24/01. Enacted Aug. 1, 2001. Effective Aug. 1, 2001.

NEXT SESSIONS

Monday, August 6, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

5:2001/111

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 111 Vol. 2001, No. 111 Senate Legislative Day 111

Monday, August 6, 2001

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
August 6, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0106 SCHOOL ELECTION OPTIONS.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON ELECTION LAW AND CAMPAIGN FINANCE REFORM
04-17-01, 04-24-01, 04-25-01, 07-24-01, 07-31-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	H	PLACED ON CAL FOR 8/7/2001
06-19-01, 08-01-01		
H0942 LOCKSMITH LICENSURE.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
06-25-01, 07-02-01, 07-03-01, 07-18-01, 07-30-01, 07-31-01		
H1070 REMOVAL/RESIGNATION OF TRUSTEES.	S	REC FROM HOUSE
	S	REF TO COM ON JUDICIARY II
06-06-01		
H1073 REGISTER OF DEED/BUSINESS REINSTATEMENT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/8/2001
06-11-01, 06-13-01, 08-02-01		
#H1169 AMEND LOCAL GOV'T. PURCHASING LAWS.	H	SIGNED BY GOV. 8/2/2001
H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.	H	PLACED ON CAL FOR 8/7/2001
04-24-01, 06-19-01, 08-01-01		
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	H	PLACED ON CAL FOR 8/7/2001
04-16-01, 08-01-01		
S0016 MUNICIPAL ELECTION BDS.	S	RATIFIED
03-14-01, 05-14-01, 05-15-01, 07-31-01		

N.C. DOCUMENTS CLEARINGHOUSE
AUG 7 2001

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#S0157 DIETETICS/NUTRITION PRACTICE ACT.	S	SIGNED BY GOV. 8/3/2001
	SR	CH. SL 2001-342
03-08-01, 04-12-01		
#S0173 NO DEATH PENALTY/MENTALLY RETARDED.	S	SIGNED BY GOV. 8/4/2001
	SR	CH. SL 2001-346
04-19-01, 04-23-01, 07-04-01, 07-11-01, 07-16-01		
S0195 CRIMINAL RECORD CHECKS FOR NURSES	S	CONCURRED ON 2ND READING
S0446 PHARMACY TECHNICIANS.	S	RATIFIED
04-04-01, 06-20-01, 07-23-01		
#S0476 REALIGNMENT OF VAR. SUP. CT. JUDGE DISTS.	S	SIGNED BY GOV. 8/3/2001
	SR	CH. SL 2001-333
04-25-01, 07-04-01		
S0531 UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES.	H	PASSED 2ND & 3RD READING
04-10-01, 08-02-01		
#S0627 LIABILITY INSURANCE FOR UNIV. STUDENTS.	S	SIGNED BY GOV. 8/3/2001
	SR	CH. SL 2001-336
04-25-01, 07-11-01		
S0633 BUILDING CODE PILOT PROGRAM.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/7/2001
04-24-01, 07-26-01, 07-31-01		
S0723 UNSOLICITED CHECKS TO SECURE LOANS.	H	PLACED ON CAL FOR 8/7/2001
04-25-01, 08-01-01		
S0729 MOTORCYCLE INSURANCE RATES.	H	PLACED ON CAL FOR 8/7/2001
07-10-01, 07-31-01		
#S0751 NO DRUGS AT CHILD CARE CENTERS.	S	SIGNED BY GOV. 8/3/2001
	SR	CH. SL 2001-332
04-24-01		
S0778 CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES.	S	RATIFIED
04-25-01, 07-26-01		
S0780 AMEND PHYSICIANS' LIENS STATUTES.	S	RATIFIED
04-23-01, 07-25-01		
#S0815 MORTGAGE AMORTIZATION CHARTS.	S	SIGNED BY GOV. 8/3/2001
	SR	CH. SL 2001-340
04-25-01, 07-12-01		
S0895 GEOGRAPHIC INFORMATION COORDINATING COUNCIL.	S	PRES. TO GOV. 8/3/2001
04-23-01, 04-24-01, 07-23-01		
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/7/2001
04-16-01, 05-22-01, 07-24-01, 07-31-01		
S0951 PREVENT UNNECESSARY FILING OF BRIEFS.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-19-01, 07-31-01, 08-06-01		
S1002 CAMPAIGN FINANCE ENFORCEMENT.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
05-22-01, 08-06-01		
S1014 STRENGTHEN LITTERING LAWS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/7/2001
04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01		
S1062 SUBSTANCE ABUSE PROFESSIONALS.	S	RATIFIED
S1081 MALICIOUS CONDUCT BY PRISONER.	S	PRES. TO GOV. 8/3/2001
07-19-01		

LOCAL BILLS

H0583 MODIFY NASH OCCUPANCY TAX.	S PASSED 2ND READING
06-28-01	
S0052 HONORING GREAT NORTH CAROLINIANS/BILLY GRAHAM.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S PLACED ON CAL FOR 8/8/2001
08-06-01	
S0255 MIDLAND/ELON LOCAL ACT.	S REC TO CONCUR H COM SUB S RE-REF COM ON FINANCE
03-08-01, 07-17-01, 07-26-01, 07-31-01	
#S0405 INFRASTRUCTURE REIMBURSEMENT.	SR CH. SL 2001-329
07-17-01	
#S0420 ROCKY MOUNT/PERQUIMANS LOCAL ACT.	SR CH. SL 2001-330
04-25-01, 07-25-01	
S0657 CHAPEL HILL ANNEXATIONS.	H PASSED 2ND READING
07-17-01, 07-23-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 52. HONORING BILLY GRAHAM. Intro. 2/6/01. Senate committee substitute makes the following changes to 1st edition. Changes title and replaces blank bill with *A JOINT RESOLUTION HONORING THE MEMORY OF GREAT NORTH CAROLINIANS AND NAMING BILLY GRAHAM AS A FAVORITE SON OF NORTH CAROLINA.*

S 951. PREVENT UNNECESSARY FILING OF BRIEFS. Intro. 4/5/01. House amendment makes the following changes to 3rd edition. Makes technical changes only.

S 1002. CAMPAIGN FINANCE ENFORCEMENT. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Sets maximum civil penalty for illegal contributions at three times the amount of the contribution instead of the greater of $20,000 or three times the amount of the contribution. Provides that a violation of the political campaign contributions and expenditures law is not a misdemeanor unless the violation is intentional and willful.

Correction: The summary of the Senate amendment to H 942, Locksmith Licensure, Daily Bulletin of July 31, 2001, should have read: "Adds provision stating that the bill does not apply to employees of motor vehicle dealers." The amendment did not delete the exemption for motor club employees.

NEXT SESSIONS

August 7, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

25:2001/112

Daily Bulletin

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House Legislative Day 112 Vol. 2001, No. 112 Senate Legislative Day 112

Tuesday, August 7, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 7, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0041 SECURITIES TRANSFER ON DEATH.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/15/2001
07-09-01		
H0115 BUSINESS TRANSACTIONS INVOLVING PUBLIC FUNDS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-01-01, 03-06-01, 08-07-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	H	PASSED 2ND READING
06-19-01, 08-01-01		
H0439 CIVIL PROCEDURE RULE CHANGES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-02-01, 08-01-01		
H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.	H	PASSED 2ND READING
04-24-01, 06-19-01, 08-01-01		
H1431 CAR PROPERTY TAX CREDIT.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
08-07-01		
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	H	POSTPONED TO 8/14/2001
04-16-01, 08-01-01		
S0016 MUNICIPAL ELECTION BDS.	S	PRES. TO GOV. 8/7/2001
03-14-01, 05-14-01, 05-15-01, 07-31-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	H	PASSED 2ND READING
04-09-01, 07-17-01, 07-26-01		

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S0109 REQUIRE EXPERIENCE FOR DEATH PENALTY CASES. H REPTD FAV
H CAL PURSUANT RULE 36(B)
04-23-01
S0137 PRIVATE CORRECTIONAL OFFICERS. S RATIFIED
03-06-01, 03-07-01, 04-12-01, 05-24-01, 05-29-01, 08-01-01
S0195 CRIMINAL RECORD CHECKS FOR NURSES. S CONCURRED ON 3RD READING
03-14-01, 08-01-01
S0206 TOURIST DIRECTIONAL SIGN PROGRAM. H PASSED 2ND READING
04-10-01, 06-20-01, 08-01-01
S0353 DOR DEBT COLLECTION CHANGES. H CONF REPORT ADOPTED 2ND
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01, 08-02-01, 08-06-01
S0446 PHARMACY TECHNICIANS. S PRES. TO GOV. 8/7/2001
04-04-01, 06-20-01, 07-23-01
S0531 UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES. S REC TO CONCUR H COM SUB
S PLACED ON CAL FOR 8/8/2001
04-10-01, 08-02-01
S0633 BUILDING CODE PILOT PROGRAM. S CONCURRED IN H/COM SUB
04-24-01, 07-26-01, 07-31-01
S0778 CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES. S PRES. TO GOV. 8/7/2001
04-25-01, 07-26-01
S0780 AMEND PHYSICIANS' LIENS STATUTES. S PRES. TO GOV. 8/7/2001
04-23-01, 07-25-01
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW. S CONCURRED IN H/COM SUB
04-16-01, 05-22-01, 07-24-01, 07-31-01
S0946 PRACTICE OF BARBERING. S REPTD FAV COM SUBSTITUTE
SA COM SUBSTITUTE ADOPTED
S RE-REF COM ON FINANCE
08-07-01
S1014 STRENGTHEN LITTERING LAWS. S FAILED CONCUR IN COM SUB
S CONF COM APPOINTED
04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01
S1062 SUBSTANCE ABUSE PROFESSIONALS. S PRES. TO GOV. 8/7/2001

LOCAL BILLS

H0583 MODIFY NASH OCCUPANCY TAX. S PASSED 3RD READING
06-28-01
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES. S REPTD FAV COM SUBSTITUTE
SA COM SUBSTITUTE ADOPTED
07-18-01, 08-07-01
H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX. H REC TO CONCUR S COM SUB
H COM SUB RULED MATERIAL
H CAL PURSUANT RULE 36(B)
05-02-01, 06-20-01
H0906 DURHAM TECH. CORR./EXP ABC BD./SINGLE-PRIME. H REC TO CONCUR S COM SUB
H CAL PURSUANT RULE 36(B)
08-01-01
S0551 WELDON ANNEXATION AGREEMENT. S PASSED 2ND READING
07-25-01
S0652 AVERY OCCUPANCY TAX. S REPTD FAV COM SUBSTITUTE
SA COM SUBSTITUTE ADOPTED
08-07-01
S0657 CHAPEL HILL ANNEXATIONS. H PASSED 3RD READING
07-17-01, 07-23-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 652. AVERY OCCUPANCY TAX. Intro. 3/22/01. Senate committee substitute makes the following changes to 1st edition. Makes various changes to organization and membership of Avery Tourism Development Auth'y and dissolves present Auth'y as set out in bill. Authorizes other cities in Avery County not otherwise authorized to levy room occupancy tax to levy such a tax at up to four percent of gross receipts as set out in bill.

S 946. PRACTICE OF BARBERING. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT AMENDING THE LAWS REGULATING THE PRACTICE OF BARBERING AUTHORIZING THE STATE BOARD OF BARBER EXAMINERS TO HAVE CONDUCTED CRIMINAL RECORD CHECKS OF PERSONS APPLYING TO PRACTICE BARBERING IN THIS STATE. TO FIX SALARIES FOR BOARD EMPLOYEES, AND TO INCREASE FEES.* Makes clear in amendment to GS 86A-4(b) that board member holding office in national organization is eligible for third consecutive term only as nonvoting member Rewrites proposed new GS 86A-7.1 (and deletes proposed new GS 114-19.12) to provide that (1) cited board may, as a condition of license registration, renewal, suspension, or revocation, contract with private provider of criminal history verification services to access and search public records; (2) if applicant contests board action as a result of criminal history check, board must give certified copy of record of court conviction to that person, and (3) board may charge applicant or licensee for cost of criminal history check.

HOUSE BILLS

H 115. PUBLIC CONFLICTS OF INTEREST. Intro. 2/15/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO AMEND THE LAW REGARDING BUSINESS TRANSACTIONS INVOLVING PUBLIC FUNDS AND CONFLICTS OF INTEREST* and amends requirements in GS 14-234(d1) for meeting revised "small town" exception in former bill to specify that the exception does not apply to contracts that are subject to the bidding laws (Article 8 of GS Ch. 143, Public Building Contracts). Thus, purchase contracts must be for less than $5,000 to fall under exception. (Prior language could have been read to allow the exception to apply to informally bid purchase contracts between $5,000 and $25,000.)

Adds following substantive provisions. Clarifies and updates several criminal statutes that prohibit public officials from benefiting from contracts with the public officials they serve. Primary statutes changed are GS 14-234, GS 14-236, and 14-237, which deal primarily but not exclusively with school officials. Bill repeals GS 14-236 and 14-237and incorporates those statutes' essential provisions into a revised GS 14-234. New GS 14-234 applies to any state or local public employee or official.

Revised GS 14-234 prohibits a public officer (as defined in act) or employee (1) who is involved in making or administering a contract (as defined in act) on behalf of a public agency to derive a direct benefit from the contract except as provided in GS 14-234 or otherwise by law; (2) who will derive a direct benefit from a contract with the public agency he or she serves but who is not involved in making or administering the contract to attempt to influence any other person who is so involved; and (3) from soliciting or receiving any gift, reward, or promise of reward in exchange for recommending, influencing, or attempting to influence the award of a contract by the public agency he or she serves. Specifies that a public officer or employee derives a direct benefit from a contract if the person, or his or her spouse, (1) has more than a 10% ownership or other interest in an entity that is a party to the contract; (2) derives any income or commission directly from the contract, or (3) acquires property under the contract. (Current law is somewhat ambiguous; also, it may allow mere employees of private contractor to benefit from contract in their public roles. And spouse is not currently included in prohibition, at least under case law.)

Retains exception for contracts between public agencies and banks, and adds new exception allowing conveyances by public officers or employees in condemnation proceeding initiated by the public agency. Also adds exception allowing an employment relationship between a public agency and the spouse of a public officer of the agency. Retains exception for remuneration to doctors, etc., who are public officers or employees and provide services to the needy. Retains requirement that public officers who will derive benefits from contracts under these exceptions may not deliberate or vote on the contract; adds prohibition on attempting to influence any other person who is involved in making or administering the contract.

Deletes two-year "rotating door" contracting prohibition for state officials in GS 14-234(c). Specifies that GS 14-234 does not apply to a public hospital subject to GS 131E-14.2 or a public hospital authority subject to GS 131E-21 (see discussion of changes in those statutes below).

Makes contracts entered into in violation of GS 14-234 void, but allows them to continue in effect until an alternative can be arranged when immediate termination would result in harm to the public health or welfare, and the continuation is approved as provided in act by the chairman of the Local Gov't Comm'n or the State Director of the Budget, as appropriate.

Adds new GS 131-14.2 specifying that no member of the board of directors or employee of a public hospital or that person's spouse may acquire any direct or indirect interest in any hospital facility or property included or planned to be included in a hospital facility, or have any direct or indirect interest in any contract for materials or services to be furnished or used in connection with any hospital facility, except an employment contract for an employee. Includes small interest exception with $12,500 for medically related goods and services and $25,000 for other goods and services limits within a 12-month period; approval by specific resolution in an open meeting, recording in minutes, and recusal by interested official are required. Statute's general prohibition does not apply to contracts with banks, so long as they are authorized by the board by specific resolution on which no interested director votes. Prohibition does not apply to employment relationship between a public hospital and spouse of a board of directors member.

Specifies that employment or 10% or less ownership interest does not make a person interested, but specific resolution and recusal are again required. If board member, employee, or spouse owns or controls property listed above, they must immediately disclose it in writing to board for board to enter upon its minutes; failure to do so is misconduct in office and grounds for removal. Specifies that contracts entered into in violation of section are void, but has continuation option similar to revised GS 14-234.

Amends GS 131E-21 to add spouses to conflict of interest prohibitions in hospital authority's statute. Adds new provisions like those for hospital boards concerning small dollar amount conflicts of interest, employment relationships with spouses of boards, and void contracts. Net effect of all these changes is to make GS 131-14.2 and 131E-21 virtually identical.

Adds cross-references to GS 14-234 in GS 153A-44 and 160A-75 (county and city governing board voting statutes) and makes technical and other conforming changes. Revised GS 14-234(d1) and effective date section are effective April 1, 2001, and apply to actions taken and offenses committed on or after that date. Remainder of act becomes effective July 1, 2002, and applies to actions taken and offenses committed on or after that date. Specifies that prosecutions for offenses committed before the effective dates of act's provisions are not abated or affected by act, and that the statutes that would be applicable but for this act remain applicable to those prosecutions.

H 685. OCCUPANCY TAX FOR CERTAIN COUNTIES. Intro. 3/19/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO AUTHORIZE ANSON, MONTGOMERY, AND STANLY COUNTIES TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX, TO AUTHORIZE BEECH MOUNTAIN TO INCREASE ITS OCCUPANCY TAX, TO MAKE ADMINISTRATIVE CHANGES TO BEECH MOUNTAIN'S OCCUPANCY TAX, TO REPEAL THE AVERY COUNTY OCCUPANCY TAX, AND TO AUTHORIZE A TAXING DISTRICT IN AVERY COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.* Amends S.L. 1987, Ch. 376, occupancy and tourism development tax for Beech Mountain, to allow Town Council to impose an additional tax of 3% of gross receipts from rental of accommodations on top of currently authorized 3% tax. Eliminates provision that exempts from currently authorized 3% occupancy tax lodging supplied to same person for a period of 90 or more continuous days. Provides that both taxes to be administered under G.S. 160A-215. Requires Beech Mountain Town Council to create Development Authority if levies occupancy tax and provides that 1/3 of net proceeds go to Avery County Tourism Development Authority and 2/3 to Beech Mountain Tourism Development Authority to promote travel and tourism. Repeals Avery County occupancy tax and replaces it with creation of Avery County Room Tax District (consisting of part of Avery County not located within the town limits of Beech Mountain) and authorizes district to levy occupancy tax of up to 2% of gross receipts from room rentals. Limits combined district and town occupancy tax in towns within district to 6%. Requires Board of County Commissioners of Avery County to create Authority of 11 members as specified in bill.

H 1431. CAR PROPERTY TAX CREDIT. Intro. 5/10/01. House committee substitute makes the following changes to 1st edition. Provides that tax credit because of change in registration does not apply if transfer of registration plates is to another classified motor vehicle of like vehicle category owned by transferee.

LEGISLATION ENACTED

SL 2001-327 (H 1157). ENFORCE TAX COMPLIANCE AND EQUALITY/NO FRAUD. *AN ACT TO COMBAT TAX FRAUD, ENHANCE CORPORATE COMPLIANCE WITH TAXES ON TRADEMARK INCOME, ASSURE THAT FRANCHISE TAX APPLIES EQUALLY TO CORPORATE ASSETS, AND CONFORM CORPORATE DIVIDEND TREATMENT TO THE GENERALLY ACCEPTED FORMULA USED IN OTHER STATES.* Summarized in *Daily Bulletin* 7/11/01 and 7/12/01. Enacted Aug. 2, 2001. Effective Aug. 2, 2001.

SL 2001-328 (H 1169). AMEND LOCAL GOVERNMENT PURCHASING LAWS. *AN ACT AMENDING THE LOCAL GOVERNMENT PURCHASING LAWS UNDER THE LAWS RELATING TO PUBLIC CONTRACTS AND THE SALE OF PROPERTY FOR CITIES AND TOWNS.* Summarized in *Daily Bulletin* 4/12/01. Enacted Aug. 2. 2001. Effective Aug. 2, 2001.

SL 2001-329 (S 405). INFRASTRUCTURE REIMBURSEMENT. *AN ACT CONCERNING PUBLIC-PRIVATE REIMBURSEMENT AGREEMENTS FOR INFRASTRUCTURE DEVELOPMENT BY THE CITY OF CHARLOTTE.* Summarized in *Daily Bulletin* 3/12/01 and 7/17/01. Enacted Aug. 2, 2001. Effective Aug. 2, 2001.

SL 2001-330 (S 420). ROCKY MOUNT/PERQUIMANS LOCAL ACT. *AN ACT TO ELIMINATE THE RESIDENCY REQUIREMENT FOR POLICE OFFICERS OF THE CITY OF ROCKY MOUNT; TO REGULATE CENTER-FIRED RIFLE HUNTING IN PERQUIMANS COUNTY; AND TO PROHIBIT HUNTING ON THE LAND OF ANOTHER WITHOUT WRITTEN PERMISSION IN PERQUIMANS COUNTY.* Summarized in *Daily Bulletin* 4/25/01 and 7/25/01. Enacted Aug. 2, 2001. Sections 2-5 of this act are effective Oct. 1, 2001. The remainder is effective Aug. 2, 2001.

SL 2001-331 (H 774). MOTOR VEHICLE PASSING LAWS/DALTON'S LAW. *AN ACT TO PROVIDE FOR HOW DRIVERS SHALL OPERATE THEIR MOTOR VEHICLES WHEN PASSING PARKED OR STANDING EMERGENCY VEHICLES THAT HAVE THEIR EMERGENCY LIGHTS ILLUMINATED, AND TO REQUIRE RENTAL CAR COMPANIES TO NOTIFY RENTERS OF THE LAW FORBIDDING PASSING OF A STOPPED SCHOOL BUS.* Summarized in *Daily Bulletin* 3/26/01, 4/23/01, and 7/16/01. Enacted Aug. 2, 2001. Section 2 is effective Dec. 1, 2001. The remainder of this act is effective Oct. 1, 2001.

SL 2001-332 (S 751). NO DRUGS AT CHILD CARE CENTERS. *AN ACT TO INCREASE THE PUNISHMENT FOR DRUG OFFENSES COMMITTED AT OR NEAR CHILD CARE CENTERS.* Summarized in *Daily Bulletin* 4/2/01 and 4/24/01. Enacted Aug. 2, 2001. Effective Dec. 1, 2001, and applies to offenses committed on or after that date.

SL 2001-333 (S 476). REALIGNMENT OF VARIOUS SUPERIOR COURT JUDGE DISTRICTS. *AN ACT TO REALIGN SUPERIOR COURT DISTRICTS IN GUILFORD AND WAKE COUNTIES.* Summarized in *Daily Bulletin* 4/25/01 and 7/4/01. Enacted Aug. 2, 2001. As to a district in a county not subject to section 5 of the Voting Rights Act of 1965, as amended, this act is effective Aug. 2, 2001. As to a district in a county subject to section 5 of the Voting Rights Act of 1965, as amended, this act becomes effective when the district is precleared pursuant to section 5 of the Voting Rights Act of 1965, as amended.

SL 2001-334 (H 360). HEALTH INSURANCE OMNIBUS CHANGES. *AN ACT TO CLARIFY THE LAW ON STIPULATIONS AS TO JURISDICTION AND LIMITATIONS OF ACTION AND THE PREFERRED PROVIDER PLAN LAW; AMEND THE SMALL EMPLOYER RATE GUARANTEE LAW; PROVIDE FOR THE PROMOTION OF ALCOHOL AND NARCOTIC SCREENING AND INTERVENTION; AMEND THE LAW ON NEWBORN AND FOSTER CHILD COVERAGE; PROVIDE FOR SUCCESSOR HEALTH PLAN COVERAGE FOR CONFINEMENT OR PREGNANCY; PROVIDE FOR A HEALTH INSURANCE CONTINUATION ELECTION PERIOD; REQUIRE AN HMO GROUP COVERAGE PREMIUM CHANGE NOTICE; CLARIFY THE HMO POINT-OF-SERVICE LAW; PROVIDE FOR SUCCESSOR HEALTH PLAN COVERAGE FOR CONDITIONS FIRST DIAGNOSED UNDER PREVIOUS COVERAGE; EXPAND MEDICARE SUPPLEMENT GUARANTEED ISSUANCE FOR DISABLED PERSONS; ALLOW THE INSURANCE COMMISSIONER TO ADOPT TEMPORARY RULES FOR MEDICARE SUPPLEMENT AND LONG-TERM CARE INSURANCE TO IMPLEMENT FEDERAL REQUIREMENTS; MAKE TECHNICAL CORRECTIONS TO REFLECT REPEALS OF LAWS; CLARIFY THE LAWS ON RECONSTRUCTIVE SURGERY NOTICES; CLARIFY THE LAW ON DEEMER PROVISIONS; CODIFY A RULE ON CLAIM STATUS UPDATES; MAKE TECHNICAL CHANGES IN MORTGAGE GUARANTY INSURANCE RESERVING LAWS; AUTHORIZE THE ADOPTION OF LIFE AND HEALTH ACTUARIAL RULES; AND*

CLARIFY LAWS ON LOCAL GOVERNMENT RISK POOLING. Summarized in *Daily Bulletin* 3/1/01, 4/24/01, 4/25/01, and 7/18/01. Enacted Aug. 3, 2001. Parts I-X of this act are effective Oct. 1, 2001. Part XV is effective July 1, 2001. The remainder of this act is effective Aug. 3, 2001.

SL 2001-335 (H 146). MODIFY PARTNERSHIP TAX CREDIT. *AN ACT TO MODIFY THE PASS-THROUGH DISTRIBUTION OF PARTNERSHIP INCOME TAX CREDITS.* Summarized in *Daily Bulletin* 2/19/01, 3/19/01, 4/11/01, and 7/12/01. Enacted Aug. 3, 2001. Effective for taxable years beginning on or after Jan. 1, 2002. Section 2 expires for taxable years beginning on or after Jan. 1, 2005.

SL 2001-336 (S 627). LIABILITY INSURANCE FOR UNIVERSITY STUDENTS. *AN ACT TO REQUIRE LIABILITY INSURANCE ON MOTOR VEHICLES OPERATED IN THE STATE BY STUDENTS WHO REQUEST A PERMIT TO PARK AT A CONSTITUENT INSTITUTION OF THE UNIVERSITY OF NORTH CAROLINA.* Summarized in *Daily Bulletin* 3/22/01, 4/25/01, and 7/11/01. Enacted Aug. 3, 2001. Effective Jan. 1, 2002, and applies to all student requests for permits to park submitted on or after that date.

SL 2001-337 (H 977). EARLY VOTING. *AN ACT TO REMOVE THE EXCUSE REQUIREMENT FROM ABSENTEE VOTING.* Summarized in *Daily Bulletin* 4/5/01. Enacted Aug. 3, 2001. Effective Jan. 1, 2002.

SL 2001-338 (H 332). ENERGY IMPROVEMENT PROGRAM. *AN ACT TO REVISE THE BUSINESS ENERGY IMPROVEMENT PROGRAM.* Summarized in *Daily Bulletin* 3/1/01 and 3/26/01. Enacted Aug. 3, 2001. Effective Aug. 3, 2001.

SL 2001-339 (H 437). DELIVERY OF DEVICES/MEDICAL EQUIPMENT. *AN ACT TO CLARIFY THAT ANY PLACE, WHETHER LOCATED IN THIS STATE OR OUT-OF-STATE, DELIVERING OR DISPENSING DEVICES OR MEDICAL EQUIPMENT TO A USER IN THIS STATE SHALL COMPLY WITH THE REGISTRATION REQUIREMENTS OF THE BOARD OF PHARMACY.* Summarized in *Daily Bulletin* 3/1/01, 5/15/01, and 6/28/01. Enacted Aug. 3, 2001. Effective Aug. 3, 2001.

SL 2001-340 (S 815). MORTGAGE AMORTIZATION CHARTS. *AN ACT TO REQUIRE LENDERS TO PROVIDE APPLICANTS FOR HOME LOANS WITH AMORTIZATION INFORMATION AND AMORTIZATION CHARTS FOR FIXED RATE HOME LOANS.* Summarized in *Daily Bulletin* 4/3/01, 4/25/01, and 7/12/01. Enacted Aug. 3, 2001. Effective Oct. 1, 2001, and applies to loans applied for on or after that date.

SL 2001-341 (H 686). RECREATION VEHICLES—WIDTH/LENGTH CHANGES. *AN ACT TO DEFINE "RECREATION VEHICLE" AND TO INCREASE THE LENGTH AND WIDTH LIMITATIONS FOR THESE VEHICLES.* Summarized in *Daily Bulletin* 3/19/01 and 4/25/01. Enacted Aug. 3, 2001. Effective July 1, 2001.

SL 2001-342 (S 157). DIETETICS/NUTRITION PRACTICE ACT. *AN ACT TO AMEND CERTAIN PROVISIONS UNDER THE DIETETICS/NUTRITION PRACTICE ACT AND TO AUTHORIZE THE BOARD OF DIETETICS/NUTRITION TO INCREASE FEES.* Summarized in *Daily Bulletin* 2/19/01, 3/8/01, and 4/12/01. Enacted Aug. 3, 2001. Effective Oct.1, 2001.

SL 2001-343 (H 1318). FARM MACHINERY FRANCHISE LAW. *AN ACT TO AMEND AND CLARIFY THE FARM MACHINERY AGREEMENT LAW.* Summarized in *Daily Bulletin* 4/12/01, 4/24/01, and 7/11/01. Enacted Aug. 3, 2001. Effective Oct. 1, 2001.

SL 2001-344 (H 363). INDIAN LAND IN TRUST. *AN ACT TO AUTHORIZE THE NORTH CAROLINA COMMISSION OF INDIAN AFFAIRS TO HOLD LAND IN TRUST FOR STATE-RECOGNIZED INDIAN TRIBES.* Summarized in *Daily Bulletin* 3/1/01, 7/4/01, and 7/17/01. Enacted Aug. 3, 2001. Effective Aug. 3, 2001.

SL 2001-345 (H 432). LICENSING SELLING OF CARS. *AN ACT TO ESTABLISH CIVIL PENALTIES FOR SELLING CARS IN VIOLATION OF THE MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAW, AND TO ESTABLISH EDUCATIONAL REQUIREMENTS FOR ISSUANCE AND RENEWAL OF LICENSURE FOR USED MOTOR VEHICLE DEALERS.* Summarized in *Daily Bulletin* 3/1/01, 3/22/01, 4/4/01, 7/11/01, and 7/17/01. Enacted Aug. 3, 2001. Effective July 1, 2002, and applies to violations and offenses committed on or after that date and licenses issued to used motor vehicle dealers on or after that date.

SL 2001-346 (S 173). NO DEATH PENALTY/MENTALLY RETARDED. *AN ACT TO PROVIDE THAT A MENTALLY RETARDED PERSON CONVICTED OF FIRST DEGREE MURDER SHALL NOT BE SENTENCED TO DEATH.* Summarized in *Daily Bulletin* 2/19/01, 4/19/01, 4/23/01, 7/4/01, 7/11/01, and 7/16/01. Enacted Aug. 4, 2001. Sections 1 and 2 are effective Oct. 1, 2001, and apply to trials docketed to begin on or after that date. Section 3 is effective Oct. 1, 2001, and expires Oct. 1, 2002. Section 4 of this act is effective Aug. 4, 2001.

NEXT SESSIONS

August 8, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 2:00 p.m.

25: 2001/113

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 113 Vol. 2001, No. 113 Senate Legislative Day 113

Wednesday, August 8, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 8, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0115 PUBLIC CONFLICTS OF INTEREST.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/13/2001
03-01-01, 03-06-01, 08-07-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	H	PASSED 3RD READING
06-19-01, 08-01-01		
H0435 GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON CHILDREN & HUMAN RESOURCES
H0439 CIVIL PROCEDURE RULE CHANGES.	H	POSTPONED TO 8/9/2001
04-02-01, 08-01-01		
H0844 DIVIDE DISTRICT COURT DISTRICT 11.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-25-01, 08-08-01		
H0942 LOCKSMITH LICENSURE.	H	CONCURRED IN S/COM SUB
06-25-01, 07-02-01, 07-03-01, 07-18-01, 07-30-01, 07-31-01		
H1073 REGISTER OF DEED/BUSINESS REINSTATEMENT.	SA	AMEND ADOPTED #1
	S	PASSED 2ND READING
06-11-01, 06-13-01, 08-02-01, 08-08-01		
H1213 LOAN AND EDUCATION FUNDS FOR AFVS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
08-08-01		
H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.	H	PASSED 3RD READING
04-24-01, 06-19-01, 08-01-01		

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 H1301 EXTEND SUNSET LUST LAND-USE                S  REPTD FAV COM SUBSTITUTE
       RESTRICTIONS.                              SA COM SUBSTITUTE ADOPTED
  08-08-01
 S0017 ELECTION REWRITE/BALLOTS AND VOTING        HA AMEND ADOPTED #1
                                                  H  WITHDRAWN FROM CAL
                                                  H  RE-REF COM ON ELECTION LAW
                                                     AND CAMPAIGN FINANCE REFORM
  04-09-01, 07-17-01, 07-26-01, 08-08-01
 S0052 HONORING GREAT NORTH CAROLINIANS/BILLY     S  PASSED 2ND & 3RD READING
       GRAHAM.                                    H  REC FROM SENATE
                                                  H  REF TO COM ON RULES,
                                                     CALENDAR, AND OPERATIONS OF
                                                     THE HOUSE
  08-06-01
 S0137 PRIVATE CORRECTIONAL OFFICERS.             S  PRES. TO GOV. 8/8/2001
  03-06-01, 03-07-01, 04-12-01, 05-24-01, 05-29-01, 08-01-01
#S0144 STREAMLINED SALES AND USE TAX AGREEMENT. S  SIGNED BY GOV. 8/8/2001
                                                  SR CH. SL 2001-347
  05-23-01, 07-16-01
 S0195 CRIMINAL RECORD CHECKS FOR NURSES.         S  RATIFIED
  03-14-01, 08-01-01
 S0206 TOURIST DIRECTIONAL SIGN PROGRAM.          H  PASSED 3RD READING
  04-10-01, 06-20-01, 08-01-01
 S0353 DOR DEBT COLLECTION CHANGES.               H  CONF REPORT ADOPTED 3RD
                                                  SA CONF REPORT ADOPTED
  03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01,
08-02-01, 08-06-01
 S0531 UMSTEAD ACT EXCEPTION/COMMUNITY            S  CONCURRED IN H/COM SUB
       COLLEGES.
  04-10-01, 08-02-01
 S0633 BUILDING CODE PILOT PROGRAM.               S  RATIFIED
  04-24-01, 07-26-01, 07-31-01
 S0646 HARM OR HINDER LAW OR ASSISTANCE           HA AMEND ADOPTED #1
       ANIMALS.                                   H  PASSED 2ND READING
  04-25-01, 08-01-01, 08-08-01
 S0723 UNSOLICITED CHECKS TO SECURE LOANS.        H  PASSED 2ND & 3RD READING
  04-25-01, 08-01-01
 S0729 MOTORCYCLE INSURANCE RATES.                HA AMEND ADOPTED #1
                                                  H  PASSED 2ND READING
  07-10-01, 07-31-01, 08-08-01
 S0842 BUSINESS ENTITY CHANGES.                   HA AMEND ADOPTED #1
                                                  H  PASSED 2ND READING
  05-24-01, 06-27-01, 07-26-01, 08-08-01
 S0885 UNSAFE BUILDINGS.                          HA REPTD FAV COM SUBSTITUTE
                                                  H  CAL PURSUANT RULE 36(B)
  04-10-01, 08-08-01
 S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW.    S  RATIFIED
  04-16-01, 05-22-01, 07-24-01, 07-31-01
 S1014 STRENGTHEN LITTERING LAWS.                 H  CONF COM APPOINTED
  04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01
 S1066 AMEND APPRAISERS ACT.                      HA REPTD FAV COM SUBSTITUTE
                                                  H  CAL PURSUANT RULE 36(B)
  06-26-01, 07-12-01, 08-08-01
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S1103 HONORING MEMORY JOHN THOMAS/TOWN OF THOMASVILLE.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 8/8/2001
	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/9/2001

LOCAL BILLS

H0118 BELVILLE DEANNEXATION	H	PASSED 2ND READING
07-25-01		
H0402 BERTIE COUNTY HUNTING.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 05-14-01, 08-08-01		
H0500 CHARLOTTE-MECK. SCHOOL OMNIBUS ELECTION.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
08-08-01		
H0522 CUMBERLAND TRANSPORTATION AUTHORITY.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-23-01, 08-08-01		
H0583 MODIFY NASH OCCUPANCY TAX.	H	RATIFIED
06-28-01		
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.	SA	AMEND ADOPTED #1
	S	HELD AS MATERIAL
07-18-01, 08-07-01, 08-08-01		
H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX.	H	CONCURRED ON 2ND READING
05-02-01, 06-20-01		
H0906 DURHAM TECH. CORR./EXP ABC BD./SINGLE-PRIME.	H	CONCURRED IN S/COM SUB
08-01-01		
S0255 MIDLAND/ELON LOCAL ACT.	S	REPTD FAV TO CONCUR
03-08-01, 07-17-01, 07-26-01, 07-31-01		
S0475 32ND SENATE DISTRICT LOCAL ACT-2.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON JUDICIARY II
S0551 WELDON ANNEXATION AGREEMENT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/14/2001
07-25-01		
S0652 AVERY OCCUPANCY TAX.	S	PASSED 2ND READING
08-07-01		
S0657 CHAPEL HILL ANNEXATIONS.	S	RATIFIED
07-17-01, 07-23-01		
S0664 CITY OF MONROE PREPARED FOOD TAX.	H	PLACED ON CAL FOR 8/9/2001
07-23-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 17. ELECTION REWRITE-1. Intro. 1/29/01. House amendment makes the following changes to 4th edition. Changes new provision setting limit of buffer zone around voting place at "50 feet from the entrance to the voting place" to "50 feet from the door of entrance to the voting place, measured when that door is closed." Adds new provision requiring county board of elections to tell public, for each voting place, the door from which the buffer zone is measured, the distance the zone extends from that door, and any available information concerning political activity, including sign placement, that is permitted beyond that zone. Information must be made available no later than 30 days before each election.

S 646. HARM OR HINDER LAW OR ASSISTANCE ANIMALS. Intro. 3/22/01. House amendment makes the following changes to 3rd edition. Reduces punishment from Class A1 to Class 1 misdemeanor for willfully causing physical (but not serious physical) harm to animal knowing or having reason to know it is law enforcement agency animal or assistance animal. Reduces punishment for taunting, teasing, harassing such an animal or delaying animal in performance of its duties from Class 1 to Class 2 misdemeanor.

S 729. MOTORCYCLE INSURANCE RATES. Intro. 3/29/01. House amendment makes the following changes to 3rd edition. Makes technical changes to conform to S.L. 2001-236.

S 842. BUSINESS ENTITY CHANGES. Intro. 4/4/01. House amendment makes the following changes to 4th edition. Amends GS 59-102 to define "foreign limited liability limited partnership" as foreign limited partnership whose general partners have limited liability for obligations of foreign limited partnership under provision similar to provisions of GS 59-403(b) pertaining to general partners in limited liability limited partnerships.

S 885. UNSAFE BUILDINGS. Intro. 4/4/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT AMENDING CERTAIN STATUTES REGULATING UNSAFE BUILDINGS AND TO EXTEND THE TIME DURING WHICH COUNTIES MAY DISPOSE OF DWELLINGS AT PRIVATE SALE THAT WERE PURCHASED UNDER THE HAZARD MITIGATION GRANT PROGRAM.* Amends S.L. 2001-29 to extend the deadline from July 31, 2001, to December 31, 2002, for counties to use private sale to dispose of dwellings purchased under Hazard Mitigation Grant Program. New provision effective July 31, 2001.

S 1066. AMEND APPRAISERS ACT. Intro. 4/5/01. House committee substitute makes the following changes to 3rd edition. Provides that GS 53-243.11, as enacted by either H 1106 or S 904, 2001 session, is amended by adding new subdivision (11) to make it unlawful for person in course of mortgage loan transaction to influence or attempt to influence through coercion, extortion, or bribery, the development, reporting, result, or review of real estate appraisal sought in connection with mortgage loan. This amendment becomes effective July 1, 2002, if either bill becomes law.

HOUSE BILLS

H 402. BERTIE COUNTY HUNTING. Intro. 3/1/01. Senate committee substitute makes the following changes to 3rd edition. Makes technical and clarifying changes.

H 500. LOCAL SCHOOL BOARD ELECTIONS--STUDY. Intro. 3/7/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY ADDING TWO AT-LARGE MEMBERS TO THE BOARDS OF EDUCATION IN COUNTIES WITH A POPULATION OVER 600,000, TO STUDY CHANGING THE TERM OF OFFICE FOR BOARDS OF EDUCATION IN COUNTIES WITH A POPULATION OVER 600,000 FROM FOUR YEARS TO TWO YEARS, AND TO STUDY CHANGES IN THE MANNER OF ELECTION OF BOARDS OF EDUCATION IN COUNTIES WITH A POPULATION OVER 600,000 SO AS TO PROVIDE FOR NONPARTISAN PRIMARY ELECTIONS.* Rewrites local bill for Mecklenburg County as title indicates.

H 522. CUMBERLAND TRANSPORTATION AUTHORITY. Intro. 3/8/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO AUTHORIZE A REGIONAL TRANSPORTATION AUTHORITY FOR CUMBERLAND COUNTY, THE CITY OF FAYETTEVILLE, THE TOWN OF HOPE MILLS, THE TOWN OF STEDMAN, AND THE TOWN OF SPRING LAKE, TO AUTHORIZE THE CREATION OF COUNTY ECONOMIC DEVELOPMENT AUTHORITIES, AND TO INCREASE THE ANNUAL PER DIEM FOR WATER AND SEWER AUTHORITY MEMBERS.* Adds Town of Stedman to authority and one member appointed by town is added to board of trustees. Deletes provision that would have included within authority's territorial jurisdiction an area within 15 miles of county's boundaries. Amends GS 162A-5(c), applicable statewide, to increase from $2,000 to $4,000 maximum annual total amount of per diem compensation for members of water and sewer authorities. Adds new Art. 5 to GS Ch. 158, entitled "County Economic Development Authorities Act," applicable to county that has population of less than 70,000 according to most recent federal decennial census and is an enterprise tier one area as defined in GS 105-129.3; county economic development auth'y is to attract, stimulate, expand, and rehabilitate industrial and manufacturing facilities for industry in NC and to carry out similar economic development efforts. Sets out procedures for creation of auth'y, membership, and its powers. Provides that auth'y property is exempt from taxation under Sec. 2, Art. V of NC Constitution.

H 685. OCCUPANCY TAX FOR CERTAIN COUNTIES. Intro. 3/19/01. Senate amendment makes the following changes to 3rd edition. Deletes provision authorizing additional occupancy tax of 3% on top of 3% currently authorized for Beech Mountain and replaces provision creating Avery County Room Tax District with one creating Beech Mountain District W, which consists of part of Town of Beech Mountain located within Watauga County. Allows Beech Mountain District W taxing district to levy occupancy tax of up to 3% of gross hotel occupancy receipts. Specifies how funds to be used and requires Beech Mountain Tourism Development Authority to maintain separate account for Beech Mountain District W funds.

H 844. DISTRICT CT. DISTRICT 11 JUDGES' RESIDENCY. Intro. 3/29/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO PROVIDE BALANCE IN THE RESIDENCY OF DISTRICT COURT JUDGES IN DISTRICT COURT DISTRICT ELEVEN.* Instead of dividing District Court District 11 into Districts 11A and 11B, provides that voters of entire district elect all eight judges but candidates for five judgeships must reside in Johnston County; candidates for two judgeships must reside in Harnett County; and candidates for one must reside in Lee County.

H 1073. REGISTER OF DEEDS/BUSINESS REINSTATEMENT. Intro. 4/10/01. Senate amendment makes the following changes to 4th edition. Amends GS 161-14((b) to provide if instrument fails to meet requirements because it contains print in font size smaller than 10 points, register of deeds may register instrument without collecting fee for nonstandard documents, if, in discretion of register of deeds, instrument is legible. Adds new GS 161-14(d) to define "instrument" as all of following for which fee is collected under GS 161-10(a): (1) instruments in general; (2) deeds of trust, mortgages, and cancellation of deeds of trust and mortgages; (3) UCC filings; (4) Torrens registrations; and (5) master forms. Effective Jan. 1, 2002, rewrites GS 55D-21(b), as enacted by H 385 of 2001 session and amended by Sec. 163 of S 842 of 2001 session, to rewrite subdivision (2) to read as follows: in case of administrative dissolution or revocation of registration as limited liability partnership, expiration of five years after effective date of administrative dissolution or revocation.

H 1213. REBATE AND GRANT PROGRAM FOR AFVS. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Adds definitions section, changes funding provisions, and adds specificity and details concerning rebates, grants, eligibility, and administration of program. Program is to be funded by an addition of $1 to Vehicle Registration Fee from Jan. 1, 2002, to Dec. 31, 2004, and an addition of $2 to that fee from Jan. 1, 2005, to Dec. 31, 2011. State Energy Office in Dep't of Administration is to establish and administer policies in consultation with specified state agencies and other parties; it may use up to 5% of funds collected in program for administrative costs. Office is to place an annual cap on number of vehicles eligible to receive rebates under program based on funds eligibility (during first two years, 40% of total funds collected). Commitments to rebates and grants must never exceed funds collected and available, and state is not obligated to provide them beyond that amount. Provides schedules of matching rebates, similar to but with more details and limits than in original bill. Rebate allowed ranges from 80% to 10%, depending on type of vehicle. Maximum rebate per vehicle is $5,000 for vehicles under 8,500 pounds gross weight and $25,000 for vehicles weighing more than 8,500 pounds gross weight, except that in both categories low-speed vehicles (low-speed electric for larger category) receive a rebate of $1,000 or 20% of the purchase price, whichever is less. A person may

receive no more than $30,000 or $100,000 in total annual rebates, depending on vehicle weight. Persons leasing vehicles may also receive rebates. Allows for infrastructure project grants. Caps both alternative fuel vehicle grants (up to 50%) and grants for installing ethanol infrastructure projects (up to 75%) at $500,000 per project and caps the latter grants at $1,000,000 per year. Provides rules for awarding grants and use of grant funds. During program's first two years, grant priority is to be given to counties at risk for nonattainment penalties under federal EPA regulations. Priority is also to be given to projects serving 10 or more vehicles and to other persons before state agencies.

Specifies that up to 10% of funds from program may be used for education and awareness about advantages of alternative fuel vehicles. Adds administrative reporting requirements, and adds requirement that State Energy Office provide a written report of the number of alternative fuel vehicles registered in NC and of the fund expenditure under program to the Joint Transportation Oversight Committee annually for review of program effectiveness. Adds Jan. 1, 2012, sunset to bill. Effective Jan. 1, 2002.

H 1301. CLARIFY PETROLEUM LUST CLEANUP REQUIREMENTS. Intro. 4/11/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO CLARIFY THE CIRCUMSTANCES IN WHICH LAND-USE RESTRICTIONS AND RECORDATION OF THOSE RESTRICTIONS IN THE OFFICE OF THE REGISTER OF DEEDS ARE REQUIRED IN CONNECTION WITH THE CLEANUP OF A RELEASE FROM A PETROLEUM UNDERGROUND STORAGE TANK IN ORDER TO PROTECT THE ENVIRONMENT AND PUBLIC HEALTH, TO ENSURE ENFORCEABILITY OF RESTRICTIONS, AND TO PROVIDE NOTICE TO SUBSEQUENT OWNERS OF THE PROPERTY; AND TO MAKE CONFORMING CHANGES TO RELATED STATUTES.* Rewrites bill as title indicates. Effective Sept. 1, 2001. Applies to any cleanup of a discharge or release of petroleum from an underground storage tank pursuant to Part 2A, Art. 21A, GS Ch. 143, except that land-use restrictions and recordation of residual contamination are not required with respect to a discharge or release of petroleum for which the Dept of Environment and Natural Resources issued a determination that no further action is required prior to Sept. 1, 2001.

NEXT SESSIONS

August 9, 2001

HOUSE convenes at 10:00 a.m.

SENATE convenes at 10:00 a.m.

GH
25: 2001/114

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 114 Vol. 2001, No. 114 Senate Legislative Day 114

Thursday, August 9, 2001

N.C. DOCUMENTS
CLEARINGHOUSE
AUG 1 2 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 9, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *

PUBLIC BILLS

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H0355 STATE BUILDING CODE CHANGES                S  CONF COM APPOINTED
H0439 CIVIL PROCEDURE RULE CHANGES.              H  CONCURRED IN S/COM SUB
 04-02-01, 08-01-01
H0844 DISTRICT CT. DISTRICT 11 JUDGES'           S  PASSED 2ND READING
      RESIDENCY.
 04-25-01, 08-08-01
H0942 LOCKSMITH LICENSURE.                       H  RATIFIED
 06-25-01, 07-02-01, 07-03-01, 07-18-01, 07-30-01, 07-31-01
H1073 REGISTER OF DEED/BUSINESS REINSTATEMENT.   S  PASSED 3RD READING
 06-11-01, 06-13-01, 08-02-01, 08-08-01
H1188 PROTECTION OF VOTER ROLLS.                 S  REPTD FAV COM SUBSTITUTE
                                                 SA COM SUBSTITUTE ADOPTED

 04-24-01, 08-09-01
H1301 EXTEND SUNSET LUST LAND-USE                S  PASSED 2ND & 3RD READING
      RESTRICTIONS.
 08-08-01
S0195 CRIMINAL RECORD CHECKS FOR NURSES.         S  PRES. TO GOV. 8/9/2001
 03-14-01, 08-01-01
S0353 DOR DEBT COLLECTION CHANGES.               S  RATIFIED
 03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01,
08-02-01, 08-06-01
S0475 HONORING RICHARDSON AND EMILY PREYER.      S  REPTD FAV COM SUBSTITUTE
                                                 SA COM SUBSTITUTE ADOPTED

 08-09-01
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S0531 UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES. 04-10-01, 08-02-01	S	RATIFIED
S0633 BUILDING CODE PILOT PROGRAM. 04-24-01, 07-26-01, 07-31-01	S	PRES. TO GOV. 8/9/2001
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS. 04-25-01, 08-01-01, 08-08-01	H	POSTPONED TO 8/13/2001
S0729 MOTORCYCLE INSURANCE RATES. 07-10-01, 07-31-01, 08-08-01, 08-09-01	HA H	AMEND ADOPTED #2 PASSED 3RD READING
S0842 BUSINESS ENTITY CHANGES. 05-24-01, 06-27-01, 07-26-01, 08-08-01	H	PASSED 3RD READING
S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW. 04-16-01, 05-22-01, 07-24-01, 07-31-01	S	PRES. TO GOV. 8/9/2001
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES. 04-18-01, 08-09-01	HA H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B)
S1002 CAMPAIGN FINANCE ENFORCEMENT. 05-22-01, 08-06-01	H	PLACED ON CAL FOR 8/13/2001
#S1103 HONORING MEMORY JOHN THOMAS/TOWN OF THOMASVILLE.	H S SR	PASSED 2ND & 3RD READING RATIFIED CH. RES 2001-27

LOCAL BILLS

H0118 BELVILLE DEANNEXATION 07-25-01	H	PASSED 3RD READING
H0402 BERTIE COUNTY HUNTING. 04-24-01, 05-14-01, 08-08-01, 08-09-01	SA S	AMEND ADOPTED #1 PASSED 2ND & 3RD READING
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES. 07-18-01, 08-07-01, 08-08-01	S	PASSED 2ND READING
H0698 CARTERET OCCUPANCY TAX CHANGES. 07-19-01, 08-09-01	S SA	REPTD FAV COM SUBSTITUTE COM SUBSTITUTE ADOPTED
H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX. 05-02-01, 06-20-01	H	CONCURRED ON 3RD READING
H0906 DURHAM TECH. CORR./EXP ABC BD./SINGLE-PRIME. 08-01-01	H	RATIFIED
S0092 VARIOUS LOCAL OCCUPANCY TAXES. 04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01	H	CONF COM APPOINTED
S0255 MIDLAND/ELON LOCAL ACT. 03-08-01, 07-17-01, 07-26-01, 07-31-01	S	CONCURRED ON 2ND READING
S0652 AVERY OCCUPANCY TAX. 08-07-01	S	PASSED 3RD READING
S0664 CITY OF MONROE PREPARED FOOD TAX. 07-23-01	H	POSTPONED TO 8/15/2001

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 475. HONORING RICHARDSON AND EMILY PREYER. Intro 3/15/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *"A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF LUNSFORD RICHARDSON PREYER AND EMILY HARRIS PREYER, TWO OF THE STATE'S MOST DISTINGUISHED CITIZENS." Changes blank bill as title indicates.*

S 729. MOTORCYCLE INSURANCE RATES. Intro. 3/29/01. House amendment makes the following changes to 3rd edition. Requires Dep't of Insurance to report annually, beginning Feb. 1, 2003, to General Assembly about effectiveness of act in providing insurance coverage to motorcyclists at fair and economical rates.

S 990. NO DISCLOSURE OF STUDENT INFO. TO 3RD PARTIES. Intro 4/5/01. House committee substitute makes the following changes to 2nd edition. Amends G.S. 115C-47 and 143-318.11 to authorize local boards of education to adopt emergency response plans relating to incidents of school violence in closed session and to provide that the plans are not public records. Changes title accordingly.

HOUSE BILLS

H 402. BERTIE COUNTY HUNTING. Intro. 3/1/01. Senate amendment makes the following changes to 4th edition. Deletes requirement that permission to hunt or possess a firearm or bow on land of another be written.

H 698. CARTERET OCCUPANCY TAX CHANGES. Intro. 3/20/01. Senate committee substitute makes the following changes to 2nd edition. Lowers authorized occupancy tax rate to 5% (was, 6%) and revises distribution formula. Broadens definition of "beach nourishment" to include "associated activities" and to include shorelines of inlets. Revises percentage of net proceeds committed to tourism development authority as opposed to beach nourishment. Creates alternative uses of tax proceeds and reinstates additional 1% tax conditioned on a contract to construct a convention center, construction to begin by July 1, 2007. Makes other technical changes.

H 1188. PROTECTION OF VOTER ROLLS. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Clarifies that address of person with a domestic violence protection order remains a public record but shall be kept confidential, and specifies that it is the responsibility of the person with the protective order to provide a copy of the valid order to the county board of elections. Makes other technical changes.

NEXT SESSIONS

August 13, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

25:2001/115

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 115 Vol. 2001, No. 115 Senate Legislative Day 115

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Monday, August 13, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 13, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0115 PUBLIC CONFLICTS OF INTEREST.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/14/2001
03-01-01, 03-06-01, 08-07-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	S	REC FROM HOUSE
	S	REF TO INSURANCE AND CONSUMER PROTECTION. IF FAV, RE-REF TO FINANCE
06-19-01, 08-01-01		
H0439 CIVIL PROCEDURE RULE CHANGES.	H	RATIFIED
04-02-01, 08-01-01		
H0522 CUMBERLAND TRANSPORTATION AUTHORITY.	H	PLACED ON CAL FOR 8/14/2001
04-23-01, 08-08-01		
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-18-01, 08-13-01		
H0844 DISTRICT CT. DISTRICT 11 JUDGES' RESIDENCY.	S	PASSED 3RD READING
04-25-01, 08-08-01		
H1188 PROTECTION OF VOTER ROLLS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/14/2001
04-24-01, 08-09-01		
H1213 REBATE AND GRANT PROGRAM FOR AFVS.	H	PLACED ON CAL FOR 8/14/2001
08-08-01		

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H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.	S	REC FROM HOUSE
	S	REF TO JUDICIARY I. IF FAV, RE-REF TO FINANCE
04-24-01, 06-19-01, 08-01-01		
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
05-30-01		
H1431 CAR PROPERTY TAX CREDIT.	H	PLACED ON CAL FOR 8/14/2001
08-07-01		
#S0011 ELECTION CHANGES-MISC.	S	SIGNED BY GOV. 8/10/2001
	SR	CH. SL 2001-353
04-09-01, 06-12-01, 07-16-01, 07-23-01		
S0109 REQUIRE EXPERIENCE FOR DEATH PENALTY CASES.	H	PLACED ON CAL FOR 8/14/2001
04-23-01		
#S0113 CABARRUS WORK OVER WELFARE.	S	SIGNED BY GOV. 8/10/2001
	SR	CH. SL 2001-354
03-22-01, 07-19-01, 07-24-01		
S0206 TOURIST DIRECTIONAL SIGN PROGRAM.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/14/2001
04-10-01, 06-20-01, 08-01-01		
#S0278 THEFT OF GASOLINE/LICENSE SUSPENSION.	S	SIGNED BY GOV. 8/10/2001
	SR	CH. SL 2001-352
04-09-01, 07-24-01		
S0353 DOR DEBT COLLECTION CHANGES.	S	PRES. TO GOV. 8/10/2001
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01, 08-02-01, 08-06-01		
#S0461 INSURANCE INFORMATION PRIVACY.	S	SIGNED BY GOV. 8/9/2001
	SR	CH. SL 2001-351
04-24-01, 07-18-01, 07-24-01		
S0475 HONORING RICHARDSON AND EMILY PREYER.	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
08-09-01		
S0531 UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES.	S	PRES. TO GOV. 8/10/2001
04-10-01, 08-02-01		
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON JUDICIARY III
04-25-01, 08-01-01, 08-08-01		
S0723 UNSOLICITED CHECKS TO SECURE LOANS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/14/2001
04-25-01, 08-01-01		
S0729 MOTORCYCLE INSURANCE RATES.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/14/2001
07-10-01, 07-31-01, 08-08-01, 08-09-01		
#S0783 EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL.	S	SIGNED BY GOV. 8/10/2001
	SR	CH. SL 2001-357
07-24-01		
S0842 BUSINESS ENTITY CHANGES.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/14/2001
05-24-01, 06-27-01, 07-26-01, 08-08-01		
S0885 UNSAFE BUILDINGS.	H	PLACED ON CAL FOR 8/14/2001
04-10-01, 08-08-01		

#S0695 GEOGRAPHIC INFORMATION COORDINATING COUNCIL. 04-23-01, 04-24-01, 07-23-01	S SIGNED BY GOV. 8/10/2001 SR CH. SL 2001-359
S0904 ENACT MORTGAGE LENDING ACT. 07-24-01, 07-25-01, 07-26-01, 08-13-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
S0951 PREVENT UNNECESSARY FILING OF BRIEFS. 04-19-01, 07-31-01, 08-06-01	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 8/14/2001
S1002 CAMPAIGN FINANCE ENFORCEMENT. 05-22-01, 08-06-01	H PASSED 2ND & 3RD READING
S1066 AMEND APPRAISERS ACT. 06-26-01, 07-12-01, 08-08-01	H PLACED ON CAL FOR 8/14/2001
#S1081 MALICIOUS CONDUCT BY PRISONER. 07-19-01	S SIGNED BY GOV. 8/10/2001 SR CH. SL 2001-360

LOCAL BILLS

H0118 BELVILLE DEANNEXATION 07-25-01	S REC FROM HOUSE S REF TO COM ON FINANCE
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES. 07-18-01, 08-07-01, 08-08-01	S PASSED 3RD READING
H0698 CARTERET OCCUPANCY TAX CHANGES. 07-19-01, 08-09-01	S PASSED 2ND READING
H0834 RAISE WASHINGTON AND LEXINGTON OCCY. TAX. 05-02-01, 06-20-01	H RATIFIED
S0255 MIDLAND/ELON LOCAL ACT. 03-08-01, 07-17-01, 07-26-01, 07-31-01	S CONCURRED ON 3RD READING
#S0657 CHAPEL HILL ANNEXATIONS. 07-17-01, 07-23-01	SR CH. SL 2001-348

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 904. ENACT MORTGAGE LENDING ACT. Intro. 4/05/01. House committee substitute makes the following changes to 4th edition. Modifies provisions governing exempt persons in GS 53-243.01(8)(c) to specifically include wholly owned subsidiaries of a credit union, and to specify that exemption is from the entire Article except prohibited activities (53-243.11) and filing requirements and civil penalties for exempt persons (53-243-15). Replaces uncodified sections 6(a), 5(a) and 5(b) of previous version with proposed GS 53-243.15, which establishes filing requirements for exempt persons engaged in mortgage brokerage or mortgage banking business on Oct. 1, 2002, or beginning business after that date. Establishes civil penalty for failure to file. Changes 53-243.05(g) to allow licensure upon payment of fee for any general partner, manager of a limited liability company, or officer of a corporation who individually meets the requirements under subsection (b) (age and education), (was, subsection (c), experience).

HOUSE BILLS

H 644. TOLL ROAD AND BRIDGE AUTHORITY CREATED. Intro. 3/15/01. House committee substitute makes the following changes to 2nd edition. Deletes provision that failure to pay toll is noncriminal violation for which civil penalty set by Authority is assessed and makes technical changes.

LEGISLATION ENACTED

SL 2001-347 (S 144). STREAMLINED SALES AND USE TAX AGREEMENT. *AN ACT TO ENABLE NORTH CAROLINA TO ENTER THE STREAMLINED SALES AND USE TAX AGREEMENT.* Summarized in *Daily Bulletin* 2/14/01, 5/23/01, 5/29/01, and 7/16/01. Enacted Aug. 8, 2001. Part 1 of this act is effective Aug. 8, 2001, and expires Jan. 1, 2006, unless one of the following occurs: (i) 15 states have signed the Streamlined Sales and Use Tax Agreement, or (ii) states representing a combined resident population equal to at least ten percent (10%) of the national resident population, as determined by the 2000 federal decennial census, have signed the Agreement. Section 2.8, GS 105-164.13(5a), as enacted by Section 2.12, and Section 2.17 of Part 2 of this act become effective Jan. 1, 2006. The remainder of Part 2 of this act becomes effective Jan. 1, 2002. The remainder of this act is effective Aug. 8, 2001.

SL 2001-348 (S 657). CHAPEL HILL ANNEXATIONS. *AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF CHAPEL HILL.* Summarized in *Daily Bulletin* 7/17/01 and 7/23/01. Enacted Aug. 8, 2001. Effective Aug. 8, 2001.

SL 2001-349 (H 583). MODIFY NASH OCCUPANCY TAX. *AN ACT TO MODIFY THE NASH COUNTY OCCUPANCY TAX.* Summarized in *Daily Bulletin* 6/28/01. Enacted Aug. 8, 2001. Effective Aug. 8, 2001

SL 2001-350 (H 906). DURHAM TECHNICAL CORRECTIONS/EXPAND ABC BOARD/SINGLE-PRIME. *AN ACT TO MAKE A TECHNICAL CORRECTION TO THE SECTION OF THE CHARTER OF THE CITY OF DURHAM THAT PROVIDES EXEMPTIONS FROM THE CITY'S FAIR HOUSING ORDINANCE, TO EXPAND THE DURHAM COUNTY ABC BOARD TO FIVE MEMBERS, AND ALLOW THE CITY OF DURHAM TO USE THE SINGLE-PRIME CONTRACT SYSTEM FOR THE DESIGN AND CONSTRUCTION OF A TRANSFER FACILITY AND PARKING DECK.* Summarized in *Daily Bulletin* 3/29/01 and 8/1/01. Enacted Aug. 9, 2001. Effective Aug. 9, 2001.

SL 2001-351 (S 461). INSURANCE INFORMATION PRIVACY. *AN ACT TO MAKE THE NORTH CAROLINA INSURANCE INFORMATION AND PRIVACY PROTECTION ACT COMPLY WITH THE CONSUMER INFORMATION PRIVACY REQUIREMENTS IN THE FEDERAL GRAMM-LEACH-BLILEY ACT, PUBLIC LAW 106-102.* Summarized in *Daily Bulletin* 3/15/01, 4/24/01, 7/18/01, and 7/24/01. Enacted Aug. 9, 2001. This act becomes effective Jan. 1, 2002, and applies to policies and contracts newly issued or renewed on and after that date. For the purposes of the application of this act to policies or contracts renewed on and after Jan. 1, 2002, the renewal of a policy or contract is presumed to occur on each anniversary of the date on which coverage was first effective on the person or persons covered by the policy or contract.

SL 2001-352 (S 278). THEFT OF GASOLINE/LICENSE SUSPENSION. *AN ACT TO PROVIDE THAT PERSONS CONVICTED OF SECOND OR SUBSEQUENT OFFENSES INVOLVING THE THEFT OF MOTOR FUEL SHALL HAVE THEIR DRIVERS LICENSES REVOKED.* Summarized in *Daily Bulletin* 3/1/01, 4/9/01, and 7/24/01. Enacted Aug. 10, 2001. Effective Dec. 1, 2001, and applies to offenses committed on or after that date.

SL 2001-353 (S 11). ELECTION CHANGES--MISCELLANEOUS. *AN ACT TO PROVIDE FOR FILLING VACANCIES IN NOMINATION FOR THE NATIONAL TICKET AND FOR PRESIDENTIAL ELECTOR; TO EXPAND THE NOTICE REQUIREMENT FOR PRECINCT CHANGES; TO CLARIFY THE RIGHT OF MILITARY/OVERSEAS VOTERS TO REGISTER AND VOTE ON ELECTION DAY; TO REQUIRE COUNTY BOARDS OF ELECTIONS TO FOLLOW THE DIRECTION OF THE STATE BOARD OF ELECTIONS IN PRINTING ABSENTEE BALLOTS DURING AND AFTER THE PENDENCY OF APPEALS; TO REPEAL A COURT-DISAPPROVED PROVISION OF THE AD-LABELING LAW; TO TOLL THE VERIFICATION OF MUNICIPAL INCORPORATION PETITIONS DURING A PERIOD AROUND A PRIMARY OR ELECTION AND TO MAKE OTHER CHANGES TO THE INCORPORATION PETITION STATUTE; TO MAKE TECHNICAL CHANGES TO THE MANDATORY RECOUNT STATUTES; TO REQUIRE PRIVACY FOR THE VOTER TO MARK THE BALLOT; TO STOP THE DAILY CAMPAIGN FINANCE PENALTY AFTER THE POSTMARK DATE*

AND FOR ANY DAY WHEN THE BOARD OF ELECTIONS IS CLOSED; AND TO CHANGE THE MAILING REQUIREMENT FOR NOTICE OF LATE FILING. Summarized in *Daily Bulletin* 1/25/01, 4/9/01, 6/12/01, 7/16/01, and 7/23/01. Enacted Aug. 10, 2001. Section 6 is effective with respect to any petitions submitted on or after Dec. 1, 2001. The remainder of this act is effective Aug. 10, 2001.

SL 2001-354 (S 113). CABARRUS WORK OVER WELFARE. *AN ACT TO EXTEND THE CABARRUS COUNTY WORK OVER WELFARE PROGRAM.* Summarized in *Daily Bulletin* 2/12/01, 3/22/01, 7/19/01, and 7/24/01. Enacted Aug. 10, 2001. Effective Aug. 10, 2001.

SL 2001-355 (H 570). TAR-PAMLICO AGRICULTURAL RULE. *AN ACT TO PROVIDE FOR THE IMPLEMENTATION OF THE ADMINISTRATIVE RULE ENTITLED "TAR-PAMLICO RIVER BASIN-NUTRIENT SENSITIVE WATERS MANAGEMENT STRATEGY: AGRICULTURAL NUTRIENT CONTROL STRATEGY" WITH CERTAIN MODIFICATIONS, TO AUTHORIZE THE ENVIRONMENTAL MANAGEMENT COMMISSION TO INCORPORATE THESE MODIFICATIONS INTO A REVISED ADMINISTRATIVE RULE, AND TO DIRECT THE SOIL AND WATER CONSERVATION COMMISSION TO APPROVE BEST MANAGEMENT PRACTICES AND A NUTRIENT LOADING POINT SYSTEM FOR PASTURE-BASED PRODUCTION AND MANAGEMENT OF LIVESTOCK.* Summarized in *Daily Bulletin* 3/12/01, 4/24/01, and 7/24/01. Enacted Aug. 10, 2001. Effective Aug. 10, 2001. If the Environmental Management Commission adopts a temporary rule as provided in subsection (b) of Section 5 of this act, Sections 2 and 3 of this act expire when the temporary rule becomes effective. Section 4 of this act expires upon a finding by the Environmental Management Commission that the long-term maintenance of nutrient loads in the Tar-Pamlico River Basin is assured.

SL 2001-356 (H 1052). LOW-SPEED VEHICLES DEFINED. *AN ACT DEFINING AND REGULATING LOW-SPEED VEHICLES AND OTHERS.* Summarized in *Daily Bulletin* 4/10/01, 4/24/01, 5/9/01, 6/13/01, and 7/24/01. Enacted Aug. 10, 2001. Effective Aug. 1, 2001.

SL 2001-357 (S 783). EXTEND SUNSET/DEMOLITION DEBRIS LANDFILL. *AN ACT TO MAKE CERTAIN CHANGES TO THE LAW REGARDING THE DISPOSAL OF DEMOLITION DEBRIS IN AN ON-SITE LANDFILL HAVING A DISPOSAL AREA OF ONE ACRE OR LESS AND TO EXTEND THE SUNSET OF THIS LAW.* Summarized in *Daily Bulletin* 4/3/01 and 7/24/01. Enacted Aug. 10, 2001. Effective June 30, 2001.

SL 2001-358 (H 385). CONSOLIDATE BUSINESS PROVISIONS. *AN ACT TO CONSOLIDATE IN ONE PLACE IN THE GENERAL STATUTES VARIOUS BUSINESS ASSOCIATION PROVISIONS TO AVOID UNNECESSARY REPETITION, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION.* Summarized in *Daily Bulletin* 3/1/01, 3/7/01, and 7/3/01. Enacted Aug. 10, 2001. Effective Oct. 1, 2001, and applies to documents submitted for filing on or after that date.

SL 2001-359 (S 895). GEOGRAPHIC INFORMATION COORDINATING COUNCIL. *AN ACT TO ESTABLISH THE NORTH CAROLINA GEOGRAPHIC INFORMATION COORDINATING COUNCIL.* Summarized in *Daily Bulletin* 4/5/01, 4/23/01, 4/24/01, and 7/23/01. Enacted Aug. 10, 2001. Effective Aug. 10, 2001.

SL 2001-360 (S 1081). MALICIOUS CONDUCT BY PRISONER. *AN ACT TO MAKE IT A CRIMINAL OFFENSE FOR A PRISONER TO THROW BODILY FLUIDS OR EXCREMENT AT A STATE OR LOCAL GOVERNMENT EMPLOYEE WHILE IN THE PERFORMANCE OF THE EMPLOYEE'S DUTIES.* Summarized in *Daily Bulletin* 4/5/01 and 7/19/01. Enacted Aug. 10, 2001. Effective Dec. 1, 2001, and applies to offenses committed on or after that date.

SL 2001-361 (H 612). NEUSE RIVER WATER QUALITY RECLASSIFICATION. *AN ACT TO SPECIFY THE EFFECTIVE DATE OF THE ADMINISTRATIVE RULE RECLASSIFICATION BY THE ENVIRONMENTAL MANAGEMENT COMMISSION OF CERTAIN WATERS IN THE NEUSE RIVER BASIN BELOW FALLS LAKE DAM THAT WOULD HAVE THE EFFECT OF ALLOWING THE TOWN OF WAKE FOREST TO WITHDRAW ADDITIONAL WATER FROM THE NEUSE RIVER AND TO PROVIDE THAT THE 2004 REGULAR SESSION OF THE 2003 GENERAL ASSEMBLY MAY DISAPPROVE THE RULE.* Summarized in *Daily Bulletin* 3/14/01 and 7/17/01. Enacted Aug. 10, 2001. Effective Aug. 10, 2001.

SL 2001-362 (H 1217). NOTIFY DWI LIENHOLDERS IMMEDIATELY. *AN ACT TO SPEED THE NOTIFICATION TO LIENHOLDERS WHEN A MOTOR VEHICLE IS SEIZED UNDER DWI FORFEITURE PROVISIONS AND TO SPEED THE RELEASE OF A SEIZED VEHICLE TO INNOCENT OWNERS.* Summarized in *Daily Bulletin* 4/12/01, 4/25/01, and 7/16/01. Enacted Aug. 10, 2001. Effective Jan. 1, 2002.

SL 2001-363 (H 195). N.C. HISTORY TAUGHT/STUDENT CITIZEN ACT OF 2001. *AN ACT TO REQUIRE THE PUBLIC SCHOOLS TO PROVIDE COURSES OF INSTRUCTION ON NORTH CAROLINA HISTORY AND GEOGRAPHY TO STUDENTS IN ELEMENTARY SCHOOL AND TO STUDENTS IN MIDDLE SCHOOL, AND TO ENACT THE STUDENT CITIZEN ACT OF 2001.* Summarized in *Daily Bulletin* 2/21/01, 3/14/01, 3/20/01, 7/9/01, and 7/17/01. Enacted Aug. 10, 2001. This act is effective Aug. 10, 2001, and applies to all school years beginning with the 2001-2002 school year, except that (1) The State Board of Education shall complete the modifications to the social studies curriculum required by GS 115C-81(g1), as enacted in Section 2(b) of this act, by Dec. 15, 2001. The modified curriculum shall begin to be implemented during the 2002-2003 school year. (2) Local boards of education shall develop character education instruction in accordance with GS 115C-81(h), as rewritten by Section 2(b) of this act, by Jan. 1, 2002, and shall implement this instruction beginning with the 2002-2003 school year. If a local board determines that it would be an economic hardship to begin to implement character education instruction by the beginning of the 2002-2003 school year, the board may request an extension of time from the State Board of Education.

SL 2001-364 (H 1084). EQUITABLE DISTRIBUTION CLARIFICATION. *AN ACT TO CLARIFY THAT AN ACTION FOR EQUITABLE DISTRIBUTION DOES NOT ABATE UPON THE DEATH OF A PARTY.* Summarized in *Daily Bulletin* 4/11/01, 5/9/01, and 7/24/01. Enacted Aug. 10, 2001. Effective Aug. 10, 2001, and applies to actions pending or filed on or after that date.

NEXT SESSIONS

Tuesday, August 14, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

341
25: 2001/116

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 116 Vol. 2001, No. 116 Senate Legislative Day 116

Tuesday, August 14, 2001

N.C. DOCUMENTS CLEARINGHOUSE
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STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 14, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0115 PUBLIC CONFLICTS OF INTEREST.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
03-01-01, 03-06-01, 08-07-01, 08-14-01		
H0439 CIVIL PROCEDURE RULE CHANGES.	H	PRES. TO GOV. 8/14/2001
04-02-01, 08-01-01		
H0522 CUMBERLAND TRANSPORTATION AUTHORITY.	H	POSTPONED TO 8/15/2001
04-23-01, 08-08-01		
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.	H	PLACED ON CAL FOR 8/15/2001
06-18-01, 08-13-01		
H1019 AMEND SEPTAGE MANAGEMENT PROGRAM.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
04-19-01, 06-05-01, 07-10-01		
H1073 REGISTER OF DEED/BUSINESS REINSTATEMENT.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
06-11-01, 06-13-01, 08-02-01, 08-08-01		
H1188 PROTECTION OF VOTER ROLLS.	S	PASSED 2ND & 3RD READING
04-24-01, 08-09-01		
H1213 REBATE AND GRANT PROGRAM FOR AFVS.	H	POSTPONED TO 8/15/2001
08-08-01		
H1301 CLARIFY PETROLEUM LUST CLEANUP REQUIREMENTS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/15/2001
08-08-01		

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H1431 CAR PROPERTY TAX CREDIT.	H	PASSED 2ND & 3RD READING
08-07-01		
H1463 HONORING JOSEPH WAYNE GRIMSLEY.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/15/2001
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-16-01, 08-01-01, 08-14-01		
S0109 REQUIRE EXPERIENCE FOR DEATH PENALTY CASES.	H	PASSED 2ND & 3RD READING
04-23-01		
S0206 TOURIST DIRECTIONAL SIGN PROGRAM.	S	CONCURRED ON 2ND READING
04-10-01, 06-20-01, 08-01-01		
S0470 CLARIFY MV DEALER FRANCHISE LAWS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 08-14-01		
S0475 HONORING RICHARDSON AND EMILY PREYER.	S	RATIFIED
08-09-01		
S0723 UNSOLICITED CHECKS TO SECURE LOANS.	S	CONCURRED IN H/COM SUB
04-25-01, 08-01-01		
S0729 MOTORCYCLE INSURANCE RATES.	S	FAILED CONCUR IN COM SUB
	S	RECONSIDERED CONCURRENCE
	S	CONCURRED IN H/COM SUB
07-10-01, 07-31-01, 08-08-01, 08-09-01		
S0842 BUSINESS ENTITY CHANGES.	S	CONCURRED ON 2ND READING
05-24-01, 06-27-01, 07-26-01, 08-08-01		
S0861 LICENSE BY CREDENTIALS/DENTISTRY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-11-01, 08-14-01		
S0885 UNSAFE BUILDINGS.	H	PASSED 2ND & 3RD READING
04-10-01, 08-08-01		
S0904 ENACT MORTGAGE LENDING ACT.	H	PLACED ON CAL FOR 8/15/2001
07-24-01, 07-25-01, 07-26-01, 08-13-01		
S0951 PREVENT UNNECESSARY FILING OF BRIEFS.	S	CONCURRED IN H/COM SUB
04-19-01, 07-31-01, 08-06-01		
S1002 CAMPAIGN FINANCE ENFORCEMENT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/15/2001
05-22-01, 08-06-01		
S1066 AMEND APPRAISERS ACT.	H	PASSED 2ND READING
06-26-01, 07-12-01, 08-08-01		

LOCAL BILLS

H0402 BERTIE COUNTY HUNTING.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/15/2001
04-24-01, 05-14-01, 08-08-01, 08-09-01		
H0698 CARTERET OCCUPANCY TAX CHANGES.	S	PASSED 3RD READING
07-19-01, 08-09-01		
H0822 OAK RIDGE ANNEXATION.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/15/2001
S0255 MIDLAND/ELON LOCAL ACT.	S	RATIFIED
03-08-01, 07-17-01, 07-26-01, 07-31-01		

S0551 WELDON ANNEXATION AGREEMENT.	S WITHDRAWN FROM CAL
	S PLACED ON CAL FOR 8/21/2001
07-25-01	
S0652 AVERY OCCUPANCY TAX.	H REC FROM SENATE
	H REF TO COM ON FINANCE
08-07-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 14. ELECTION REWRITE-2. Intro. 1/29/01. House amendment makes the following changes to 3rd edition. Makes technical changes only.

S 470. CLARIFY MV DEALER FRANCHISE LAWS. Intro. 3/15/01. House committee substitute makes the following changes to 2nd edition. Makes miscellaneous changes to proposed new GS 20-301.1. Makes most proposed changes to GS 20-305(30) effective March 1, 2003, instead of when act becomes law. Amends GS 20-305.2 by adding new subdivision (7) to provide that section does not prohibit ownership or operation of dealership that sells primarily recreation vehicles by manufacturer or distributor if manufacturer or distributor owned or operated dealership as of Oct. 1, 2001. Makes miscellaneous changes to GS 20-305.6. Changes proposed amendment to GS 20-308.1(d) to require mediation before bringing action.

S 861. LICENSE BY CREDENTIALS/DENTISTRY. Intro. 4/4/01. Senate committee substitute makes following changes to 2nd edition. Revises GS 90-224 and 90-224.1 to require that applicants for a dental hygienist license (based on credentials or examination) must have passed either the Nat'l Board Dental Hygiene Exam or equivalent exam approved by the NC State Board of Dental Examiners (Board). Also revises GS 150B-21.1 to authorize the Board to adopt temporary rules to implement the provisions of GS 90-36 and GS 90-224.1, which govern licensure by credentials to practice dentistry and dental hygiene. Makes numerous technical changes to wording of act.

HOUSE BILLS

H 115. PUBLIC CONFLICTS OF INTEREST. Intro. 2/15/01. Senate amendment makes the following changes to 4th edition. Makes technical changes only.

NEXT SESSIONS

Wednesday, August 15, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

341
25:2001/117

Daily Bulletin

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House Legislative Day 117 Vol. 2001, No. 117 Senate Legislative Day 117

Wednesday, August 15, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 15, 2001

NOTES
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4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0041 SECURITIES TRANSFER ON DEATH.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON COMMERCE
07-09-01		
H0382 ADOPT STRAWBERRY AS STATE FRUIT.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 8/21/2001
H0522 CUMBERLAND TRANSPORTATION AUTHORITY.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
04-23-01, 08-08-01, 08-15-01		
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.	H	PASSED 2ND READING
06-18-01, 08-13-01		
H0844 DISTRICT CT. DISTRICT 11 JUDGES' RESIDENCY.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-25-01, 08-08-01		
H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 8/16/2001
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 8/16/2001
04-23-01, 06-21-01, 08-15-01		
H1073 REGISTER OF DEED/BUSINESS REINSTATEMENT.	H	PLACED ON CAL FOR 8/16/2001
06-11-01, 06-13-01, 08-02-01, 08-08-01		
H1213 REBATE AND GRANT PROGRAM FOR AFVS.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON APPROPRIATIONS
08-08-01		

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H1257 STREAM IDENTIFICATION FOR BUFFER RULES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 08-15-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 8/21/2001
04-24-01, 05-16-01		
H1301 CLARIFY PETROLEUM LUST CLEANUP REQUIREMENTS.	H	CONCURRED IN S/COM SUB
08-08-01		
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	H	PLACED ON CAL FOR 8/16/2001
05-30-01		
H1431 CAR PROPERTY TAX CREDIT.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
08-07-01		
H1463 HONORING JOSEPH WAYNE GRIMSLEY.	H	PASSED 2ND & 3RD READING
	S	REC FROM HOUSE
	S	CAL FOR IMMEDIATE CONSID
	S	PASSED 2ND & 3RD READING
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/16/2001
04-16-01, 08-01-01, 08-14-01		
S0109 REQUIRE EXPERIENCE FOR DEATH PENALTY CASES.	S	RATIFIED
04-23-01		
S0119 DISTRICT COURT ELECTIONS NONPARTISAN.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
08-15-01		
S0206 TOURIST DIRECTIONAL SIGN PROGRAM.	S	CONCURRED ON 3RD READING
04-10-01, 06-20-01, 08-01-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-10-01, 08-15-01		
S0470 CLARIFY MV DEALER FRANCHISE LAWS.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01, 08-14-01		
S0723 UNSOLICITED CHECKS TO SECURE LOANS.	S	RATIFIED
04-25-01, 08-01-01		
S0729 MOTORCYCLE INSURANCE RATES.	S	RATIFIED
07-10-01, 07-31-01, 08-08-01, 08-09-01		
S0759 RAIL TRANSPORTATION LIABILITY.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON JUDICIARY I
04-23-01, 05-22-01		
S0842 BUSINESS ENTITY CHANGES.	S	CONCURRED ON 3RD READING
05-24-01, 06-27-01, 07-26-01, 08-08-01		
S0861 LICENSE BY CREDENTIALS/DENTISTRY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/21/2001
06-11-01, 08-14-01		
S0885 UNSAFE BUILDINGS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/16/2001
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/20/2001
04-10-01, 08-08-01		
S0904 ENACT MORTGAGE LENDING ACT.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
07-24-01, 07-25-01, 07-26-01, 08-13-01, 08-15-01		

S0951 PREVENT UNNECESSARY FILING OF BRIEFS. 04-19-01, 07-31-01, 08-06-01	S	RATIFIED
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES. 04-18-01, 08-09-01	H	PLACED ON CAL FOR 8/16/2001
S1002 CAMPAIGN FINANCE ENFORCEMENT. 05-22-01, 08-06-01	S S H	FAILED CONCUR IN COM SUB CONF COM APPOINTED CONF COM APPOINTED
S1066 AMEND APPRAISERS ACT. 06-26-01, 07-12-01, 08-08-01	H	PASSED 3RD READING

LOCAL BILLS

H0402 BERTIE COUNTY HUNTING. 04-24-01, 05-14-01, 08-08-01, 08-09-01	H	CONCURRED IN S/COM SUB
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES. 07-18-01, 08-07-01, 08-08-01	H H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B) COM SUB RULED MATERIAL
H0698 CARTERET OCCUPANCY TAX CHANGES. 07-19-01, 08-09-01	H H H	REC TO CONCUR S COM SUB CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 8/16/2001
*H0822 OAK RIDGE ANNEXATION. #S0255 MIDLAND/ELON LOCAL ACT. 03-08-01, 07-17-01, 07-26-01, 07-31-01	HF SR	FAILED 2ND READING CH. SL 2001-366
S0587 DURHAM HISTORIC PROPERTIES. 04-25-01, 08-15-01	HA H H	REPTD FAV COM SUBSTITUTE CAL PURSUANT RULE 36(B) PLACED ON CAL FOR 8/16/2001
S0664 CITY OF MONROE PREPARED FOOD TAX. 07-23-01	H H	WITHDRAWN FROM CAL RE-REF COM ON FINANCE

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 119. DISTRICT COURT ELECTIONS NONPARTISAN. Intro. 2/12/01. House committee substitute makes the following changes to 1st edition. Amends GS 163-123, which governs write-in candidacy, to provide that section does not exclude nonpartisan elections for district court judge. Changes effective date to Jan. 1, 2002.

S 241. HEALTH INSURANCE TERMINATION NOTICE. Intro. 2/26/01. House committee substitute makes the following changes to 2nd edition. For GS 58-50-40 and 58-50-45, adds definition of "group health plan," modifies definition of "fiduciary" to include one who has the authority or ability to terminate such a plan, and adds contributions to such a plan to the definition of "premiums." Adds to acts prohibited by GS 58-50-40(b)(1), to willfully terminate a group health plan to which there are no premiums contributed. Makes it an offense under GS 58-50-40(b)(1) to willfully fail to deliver, at least 45 days before the termination of the group health plan, to all persons covered by the plan, a written notice of the insurance fiduciary's intention to stop payment of premiums or terminate the group health plan. Removes provision changing violation of GS 58-50-40(b) to a Class G felony (stays a Class H felony). Makes conforming and stylistic changes and adds severability clause. Changes effective date to Dec. 1, 2000 (was, when it becomes law).

S 587. DURHAM HIST. PROP./TAKING OF DEER. Intro. 3/22/01. House committee substitute makes the following changes to 2nd edition. Adds a new section to the bill modifying a previous Durham local act to make it unlawful to take deer with dogs (prior act allowed it under specified circumstances), effective Oct. 1, 2001. Changes title to *AN ACT AUTHORIZING THE CITY OF DURHAM TO REQUIRE OWNERS OF LANDMARKS AND BUILDINGS WITHIN HISTORIC DISTRICTS TO MAINTAIN THEIR PROPERTY IN GOOD CONDITION AND TO PROHIBIT THE TAKING OF DEER WITH DOGS IN DURHAM COUNTY.*

S 904. ENACT MORTGAGE LENDING ACT. Intro. 4/05/01. House amendment makes the following changes to 5th edition. Amends proposed GS 53-243.01(8) to exempt federal, state, or municipal agencies granting mortgage loans (was, first mortgage loans).

HOUSE BILLS

H 522. CUMBERLAND TRANSPORTATION AUTHORITY. Intro. 3/8/01. House amendment makes the following changes to 3rd edition. Provides for the creation of a single-county authority pursuant to art. 26, GS Ch. 160A (Regional Public Transportation Authority). Board of trustees of authority shall consist of persons appointed as follows: 2 by Fayetteville City Council; 2 by Cumberland County Board of Commissioners; 1 by Spring Hope Board of Aldermen; 1 by Hope Mills Board of Commissioners; 1 by Stedman Board of Commissioners; 1 by Fort Bragg; 1 by Sec'y of Transportation. Authority will have authority to levy vehicle rental tax or registration tax pursuant to GS Ch. 105 only if approved by voters in a referendum.

H 1068. ADULT HOMES/QUALITY OF CARE. Intro. 4/10/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Directs DHHS, rather than Adult Care Home Quality of Standards Work Group, to study issues related to long term care.

H 1257. STREAM IDENTIFICATION FOR BUFFER RULES. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO ESTABLISH A SURFACE WATER TRAINING AND CERTIFICATION PROGRAM AS A COMPONENT OF THE RIPARIAN BUFFER PROTECTION PROGRAM*, and rewrites bill to provide as title indicates. Program is to be developed by Div'n of Water Quality (Div'n) of Dep't of Environment and Natural Resources. Those trained may include Div'n employees, certain local government employees, and certain Div'n of Forest Resources employees who are Registered Foresters, with most highly qualified and experienced trained and certified first. Certified persons are to determine the presence of surface waters that would require the application of rules adopted by Comm'n to protect buffers. Director may revoke certification if he finds an individual is failing to make correct determinations. Div'n is to evaluate program's effectiveness and submit written reports to the Environmental Review Comm'n by Sept. 1, 2002, and 2003, and March 1, 2004. Act does not obligate General Assembly to appropriate funds but is to be implemented with available money. Effective when it becomes law and expires Sept. 1, 2004.

LEGISLATION ENACTED

SL 2001-365 (H 834). RAISE WASHINGTON AND LEXINGTON OCCUPANCY TAX. *AN ACT TO AUTHORIZE THE CITIES OF WASHINGTON AND LEXINGTON TO INCREASE THEIR ROOM OCCUPANCY TAX FOR TOURISM PROMOTION.* Summarized in *Daily Bulletin* 3/28/01, 5/2/01, and 6/20/01. Enacted Aug. 13, 2001. Effective Aug. 13, 2001.

SL 2001-366 (S 255). MIDLAND. *AN ACT TO ADD CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE TOWN OF MIDLAND.* Summarized in *Daily Bulletin* 2/27/01, 3/8/01, 7/17/01, 7/26/01, and 7/31/01. Enacted Aug. 14, 2001. Effective Aug. 31, 2001.

NEXT SESSIONS

Thursday, August 15, 2001

HOUSE convenes at 10:00 a.m.

SENATE convenes at 10:00 a.m.

341
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Daily Bulletin

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House Legislative Day 118 Vol. 2001, No. 118 Senate Legislative Day 118

Thursday, August 16, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 16, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0381 MENTAL HEALTH SYSTEM REFORM.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 8/21/2001
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01		
H0522 CUMBERLAND TRANSPORTATION AUTHORITY.	H	PASSED 3RD READING
04-23-01, 08-08-01, 08-15-01		
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.	HA	AMEND ADOPTED #3,#4
	H	AMENDMENT WITHDRAWN #1,#5
	H	AMEND PENDING #2,#6
	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON APPROPRIATIONS
06-18-01, 08-13-01, 08-16-01		
H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.	HA	CONF REPORT ADOPTED
	SA	CONF REPORT ADOPTED
04-23-01, 06-21-01, 08-15-01		
H1073 REGISTER OF DEED/BUSINESS REINSTATEMENT.	H	CONCURRED IN S/COM SUB
06-11-01, 06-13-01, 08-02-01, 08-08-01		
H1188 PROTECTION OF VOTER ROLLS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-24-01, 08-09-01		
H1257 STREAM IDENTIFICATION FOR BUFFER RULES.	S	PASSED 2ND READING
04-24-01, 08-15-01		
H1301 CLARIFY PETROLEUM LUST CLEANUP REQUIREMENTS.	H	RATIFIED
08-08-01		

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H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	H	POSTPONED TO 8/20/2001
05-30-01		
H1388 REMOVE SUNSET ON STATE PORTS TAX CREDIT.	H	REPTD FAV
	H	RE-REF COM ON APPROPRIATIONS
H1463 HONORING JOSEPH WAYNE GRIMSLEY.	H	RATIFIED
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/20/2001
04-16-01, 08-01-01, 08-14-01		
S0109 REQUIRE EXPERIENCE FOR DEATH PENALTY CASES.	S	PRES. TO GOV. 8/16/2001
04-23-01		
S0165 REVENUE LAWS TECHNICAL CHANGES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
03-20-01, 04-24-01, 08-16-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 08-16-01		
S0206 TOURIST DIRECTIONAL SIGN PROGRAM.	S	RATIFIED
04-10-01, 06-20-01, 08-01-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	H	PLACED ON CAL FOR 8/20/2001
04-10-01, 08-15-01		
S0723 UNSOLICITED CHECKS TO SECURE LOANS.	S	PRES. TO GOV. 8/16/2001
04-25-01, 08-01-01		
S0729 MOTORCYCLE INSURANCE RATES.	S	PRES. TO GOV. 8/16/2001
07-10-01, 07-31-01, 08-08-01, 08-09-01		
S0842 BUSINESS ENTITY CHANGES.	S	RATIFIED
05-24-01, 06-27-01, 07-26-01, 08-08-01		
S0904 ENACT MORTGAGE LENDING ACT.	H	PASSED 3RD READING
07-24-01, 07-25-01, 07-26-01, 08-13-01, 08-15-01		
S0951 PREVENT UNNECESSARY FILING OF BRIEFS.	S	PRES. TO GOV. 8/16/2001
04-19-01, 07-31-01, 08-06-01		
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON EDUCATION
04-18-01, 08-09-01		
S1066 AMEND APPRAISERS ACT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/20/2001
06-26-01, 07-12-01, 08-08-01		

LOCAL BILLS

H0402 BERTIE COUNTY HUNTING.	H	RATIFIED
04-24-01, 05-14-01, 08-08-01, 08-09-01		
H0698 CARTERET OCCUPANCY TAX CHANGES.	H	CONCURRED IN S/COM SUB
07-19-01, 08-09-01		
S0587 DURHAM HISTORIC PROPERTIES.	H	PASSED 2ND & 3RD READING
04-25-01, 08-15-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 165. REVENUE LAWS TECHNICAL CHANGES. Intro. 2/19/01. House committee substitute makes the following changes to 3rd edition. Revises GS 105-113.21, 105-113.39, and 105-113.85 to clarify that the covered

entities (distributor, wholesaler, retailer, and importer) that file a timely report and send a timely payment may deduct the amount specified in those sections. Effective Jan. 1, 2002, revises several sections in Ch. 105 to replace the term "cost" price with the term "purchase" price and repeals definition of cost price in GS 105-164.3(4). Also effective Jan. 1, 2002, revises wording of GS 105-467 and Sec. 4 of Ch. 1096 of 1967 Session Laws, which currently exempt food from state sales and use tax if purchased under Food Stamp Program, but apparently makes no substantive change. Revises GS 69-25.4 to add definition of "fire protection district" for purpose of levying taxes. Repeals (rather than revises) GS 143B-221, which describes the organization of the Dept. of Revenue. Revises GS 159-81(3), the definitions section of the State and Local Government Revenue Bond Act, and GS 159-96(a) to include revenue bonds issued by one or more municipalities pursuant to a joint agency or undertaking; also describes in GS 159-81(3) the costs that an undertaking may include (property, demolition costs, financing charges, etc.). Makes other technical changes.

S 199. MANAGED CARE PATIENTS' BILL OF RIGHTS. Intro. 2/22/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO IMPROVE PATIENT ACCESS TO HEALTH CARE ADVICE, INFORMATION, AND SERVICES TO COVERED PERSONS UNDER HEALTH BENEFIT PLANS BY PROVIDING FOR: CONTINUITY OF CARE IN HMOs, EXTENDED OR STANDING REFERRAL TO A SPECIALIST, SELECTION OF SPECIALIST AS PRIMARY CARE PROVIDER, DIRECT ACCESS TO PEDIATRICIANS, ACCESS TO NONFORMULARY AND RESTRICTED ACCESS PRESCRIPTION DRUGS, ESTABLISHMENT OF THE MANAGED CARE PATIENT ASSISTANCE PROGRAM, PATIENT'S RIGHT TO CHOOSE THE PROVIDER OF SERVICES UNDER A HEALTH BENEFIT PLAN AND PROHIBITION OF DISCRIMINATION AGAINST PROVIDERS AS PARTICIPATING PROVIDERS BASED ON THE PROVIDER'S LICENSE OR CERTIFICATION, PROHIBITION ON CERTAIN MANAGED CARE PROVIDER INCENTIVES, MANAGED CARE REPORTING AND DISCLOSURE REQUIREMENTS, PROVIDER DIRECTOR INFORMATION, DISCLOSURE OF PAYMENT OBLIGATIONS, MANDATED COVERAGE FOR CLINICAL TRIALS AND NEWBORN HEARING SCREENING, AND STANDARDS FOR INDEPENDENT REVIEW OF NONCERTIFICATIONS BY AN INSURER OR MANAGED CARE PLAN; TO PROVIDE THAT ENROLLEES OF HEALTH MAINTENANCE ORGANIZATIONS RECEIVE THE PROTECTIONS PROVIDED BY THE NORTH CAROLINA LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION; AND TO HOLD MANAGED CARE ENTITIES LIABLE FOR HARM CAUSED TO INSUREDS OR ENROLLEES BY THE FAILURE TO EXERCISE ORDINARY CARE IN MAKING HEALTH CARE DECISIONS.* Adds new subpart G, which amends GS 58-50-30 (providing right to choose certain providers) to include health benefit plans, subscriber contracts and policies of insurance issued by HMO, hospital, or medical service corporation, or insurer governed by Articles 1-67 of Chapter 58. Adds new language limiting choice to providers that are within the network required under the plan. Prohibits an HMO, hospital or medical service corporation, or insurer from excluding providers from participation in provider networks solely on the basis of the provider's license or certification, or on the basis that the provider lacks hospital privileges, unless the use of hospital services would be expected. Adds new subpart H, to create GS 58-3-265 prohibiting an insurer offering a health benefit plan from offering financial incentives to participating providers to deny, reduce, withhold, limit, or delay medical services. Provision does not prohibit paying on a capitation basis or paying based on aggregate services rendered by the provider or on the insurer's financial performance. Amends provisions on mandated benefits (Part III of the bill) to require coverage for phase II covered clinical trials (was, phase III, and IV only). Provides that law does not require payment or reimbursement for non-FDA approved drugs used after the clinical trial has been discontinued. Amends GS 58-50-75 (regarding external review) to specify that it applies to the Teachers' and State Employees' Comprehensive Major Medical Plan and the Health Insurance Program for Children. Changes time periods for Commissioner's notification of request for external review, and insurer's provision of information to Commissioner to three business days (was, immediately). Adds provision specifying that Article 3C of Chapter 143 (requiring Governor's approval to obtain consultants) does not apply to Independent Review Organizations established under the proposed law. Amends GS 90-21.50 (Health Care Liability) to include in its coverage the Teachers' and State Employees' Comprehensive Major Medical Plan, and subject to Article 3, Chapter 135, a plan provided by a multiple employer welfare arrangement or a plan provided by another benefit arrangement permitted by ERISA, and the Health Insurance Program for Children. Adds to the exclusions from that section short-term limited duration health insurance policies as defined by federal regulation. Revises provisions regarding remedies to specifically allow actual, nominal, as well as punitive damages, and specify that selection of remedy under the statute is not exclusive. Provides that rights cannot be waived, deferred, or lost pursuant to a contract with the managed care entity that relates to a dispute involving a health care decision, and that insureds or enrollees or their estates may consent to use of alternative dispute resolution methods. Amends GS 58-62-16 and 21 (provisions of the Life and

Health Insurance Guaranty Association law) to include HMOs governed by the new law Amends GS 135-39.4A(g) to specify that managed care practices used by the Executive Administrator of the state plan in cost management programs are subject to specified provisions of the new law.

HOUSE BILLS

H 381. MENTAL HEALTH SYSTEM REFORM. Intro. 3/1/01. Senate committee substitute makes the following changes to 4th edition. Changes the "Quality of Care Ombudsman Program" in Part 2 of the bill to the "MH/DD/SA Consumer Advocacy Program," and expands the scope of the program beyond quality of care issues to include advocacy. Changes references to ombusdsman throughout the bill to consumer advocate, but retains the basic structure of the program. Modifies proposed GS 122C-20 to exclude the consumer or consumer's representative from criminal liability for willful interference with a consumer advocate. Modifies definition of "core services" in GS 122C-3(3) and specifies two types - "front end" and "indirect" services within that definition. Makes several minor modifications to the requirements for business plans under GS 122C-115.2. Deletes proposed GS 122C-116 1. which established the Area Authority Oversight Committee, and eliminates references to it in the bill.
Adds provision authorizing county boards of commissioners to waive their authority to approve appointment of area director. Changes maximum number of area board members from 15 to 25. Provides that in multicounty areas, each county appoints one commissioner as a member of the area authority board and these members appoint the other members [option previously contained in proposed GS 122C-118.1(f)]. Authorizes the boards of county commissioners to use a different appointment method of their choice, which must be indicated in the business plan. Changes the period within which vacancies must be filled from 120 to 90 days. Clarifies the ex officio status of county commissioners and finance officers or finance experts on area authority boards. Clarifies that approval by Secretary of county's direct provision of services shall be granted based on "access, availability of qualified providers, consumer choice, fair competition and in accordance with the criteria established in the State Plan." Changes requirement for reduction of programs to a "target" of 20, (was, no more than 20). Changes date for report by the Joint Legislative Oversight Committee on MH/DD/SA from March 1 to May 1, 2002.

H 644. TOLL ROAD AND BRIDGE AUTHORITY CREATED . Intro. 3/15/01. House amendments make the following changes to 3rd edition. Amends definition of "Turnpike Project" to specify that Turnpike Projects must be projects included in the Transportation Improvement Program. Adds new GS 136-89.197 requiring Dep't of Transportation to maintain an alternate, non-toll primary route corresponding to each toll road project constructed pursuant to the act.

NEXT SESSIONS

Monday, August 20, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

G41
25: 2001/119

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 119 Vol. 2001, No. 119 Senate Legislative Day 119

Monday, August 20, 2001

DOCUMENTS DEPARTMENT
AUG 2 - 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 20, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
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4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0522 CUMBERLAND TRANSPORTATION AUTHORITY.	S	REC FROM HOUSE
	S	REF TO COM ON STATE AND LOCAL GOVERNMENT
04-23-01, 08-08-01, 08-15-01		
H0844 DISTRICT CT. DISTRICT 11 JUDGES' RESIDENCY.	H	PLACED ON CAL FOR 8/21/2001
04-25-01, 08-08-01		
H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.	H	RATIFIED
04-23-01, 06-21-01, 08-15-01		
H1073 REGISTER OF DEED/BUSINESS REINSTATEMENT.	H	RATIFIED
06-11-01, 06-13-01, 08-02-01, 08-08-01		
H1188 PROTECTION OF VOTER ROLLS.	H	PLACED ON CAL FOR 8/21/2001
04-24-01, 08-09-01		
H1257 STREAM IDENTIFICATION FOR BUFFER RULES.	S	PASSED 3RD READING
04-24-01, 08-15-01		
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	H	POSTPONED TO 8/22/2001
05-30-01		
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/21/2001
04-16-01, 08-01-01, 08-14-01		
#S0016 MUNICIPAL ELECTION BDS.	S	SIGNED BY GOV. 8/17/2001
	SR	CH. SL 2001-374
03-14-01, 05-14-01, 05-15-01, 07-31-01		

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#S0137 PRIVATE CORRECTIONAL OFFICERS. S SIGNED BY GOV. 8/18/2001
SR CH. SL 2001-378
03-06-01, 03-07-01, 04-12-01, 05-24-01, 05-29-01, 08-01-01
#S0195 CRIMINAL RECORD CHECKS FOR NURSES. S SIGNED BY GOV. 8/17/2001
SR CH. SL 2001-371
03-14-01, 08-01-01
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS. H PLACED ON CAL FOR 8/21/2001
04-25-01, 08-16-01
S0206 TOURIST DIRECTIONAL SIGN PROGRAM. S PRES. TO GOV. 8/17/2001
04-10-01, 06-20-01, 08-01-01
S0241 HEALTH INSURANCE TERMINATION NOTICE. H POSTPONED TO 8/21/2001
04-10-01, 08-15-01
#S0353 DOR DEBT COLLECTION CHANGES. S SIGNED BY GOV. 8/20/2001
SR CH. SL 2001-380
03-15-01, 04-25-01, 04-26-01, 04-30-01, 05-17-01, 06-18-01, 06-20-01, 06-21-01, 08-02-01, 08-06-01
#S0446 PHARMACY TECHNICIANS. S SIGNED BY GOV. 8/17/2001
SR CH. SL 2001-375
04-04-01, 06-20-01, 07-23-01
#S0531 UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES S SIGNED BY GOV. 8/16/2001
SR CH. SL 2001-368
#S0633 BUILDING CODE PILOT PROGRAM. S SIGNED BY GOV. 8/17/2001
SR CH. SL 2001-372
04-24-01, 07-26-01, 07-31-01
#S0778 CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES. S SIGNED BY GOV. 8/17/2001
SR CH. SL 2001-376
04-25-01, 07-26-01
#S0780 AMEND PHYSICIANS' LIENS STATUTES. S SIGNED BY GOV. 8/17/2001
SR CH. SL 2001-377
04-23-01, 07-25-01
S0842 BUSINESS ENTITY CHANGES. S PRES. TO GOV. 8/17/2001
05-24-01, 06-27-01, 07-26-01, 08-08-01
S0885 UNSAFE BUILDINGS. S CONCURRED IN H/COM SUB
04-10-01, 08-08-01
S0904 ENACT MORTGAGE LENDING ACT. S REC TO CONCUR H COM SUB
S PLACED ON CAL FOR 8/21/2001
07-24-01, 07-25-01, 07-26-01, 08-13-01, 08-15-01
#S0936 SEX OFFENDER REG/CONFORM W/FEDERAL LAW. S SIGNED BY GOV. 8/17/2001
SR CH. SL 2001-373
04-16-01, 05-22-01, 07-24-01, 07-31-01
#S1062 SUBSTANCE ABUSE PROFESSIONALS. S SIGNED BY GOV. 8/17/2001
SR CH. SL 2001-370
S1066 AMEND APPRAISERS ACT. S WITHDRAWN FROM CAL
S PLACED ON CAL FOR 8/21/2001
06-26-01, 07-12-01, 08-08-01

LOCAL BILLS

H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES. H PLACED ON CAL FOR 8/21/2001
07-18-01, 08-07-01, 08-08-01
H0698 CARTERET OCCUPANCY TAX CHANGES. H RATIFIED
07-19-01, 08-09-01
H0719 STOVALL ELECTION CHANGES. S WITHDRAWN FROM COMM
S RE-REF COM ON FINANCE
04-05-01

S0587 DURHAM HISTORIC PROPERTIES.

04-25-01, 08-15-01

S REC TO CONCUR H COM SUB
S PLACED ON CAL FOR 8/21/2001

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

None

NEXT SESSIONS

August 21, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

G41
25:2001/120

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 120 Vol. 2001, No. 120 Senate Legislative Day 120

Tuesday, August 21, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 21, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0226 ALLOW PHARMACY BOARD TO ACQUIRE          S  REPTD FAV AS AMENDED
      PROPERTY.                                SA COM AMEND ADOPTED
 08-21-01
H0381 MENTAL HEALTH SYSTEM REFORM.             S  WITHDRAWN FROM CAL
                                               S  PLACED ON CAL FOR 8/23/2001
 07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01
H0382 ADOPT STRAWBERRY AS STATE FRUIT.         S  WITHDRAWN FROM CAL
                                               S  RE-REF COM ON APPROPRIATIONS/
                                                  BASE BUDGET
H0844 DISTRICT CT. DISTRICT 11 JUDGES'         H  CONCURRED IN S/COM SUB
      RESIDENCY.
 04-25-01, 08-08-01
H0904 INCREASE MISDEMEANOR CHILD ABUSE         S  REPTD FAV
      PENALTY.
H0972 UNC CAMPUS LAW ENFORCEMENT JURISDICTION. S  REPTD FAV
H1068 LONG-TERM CARE FACIL./QUALITY OF CARE.   H  PRES. TO GOV. 8/21/2001
 04-23-01, 06-21-01, 08-15-01
H1070 REMOVAL/RESIGNATION OF TRUSTEES.         S  REPTD FAV
                                               S  RE-REF COM ON FINANCE
 06-06-01
H1073 REGISTER OF DEED/BUSINESS REINSTATEMENT. H  PRES. TO GOV. 8/21/2001
 06-11-01, 06-13-01, 08-02-01, 08-08-01
H1188 PROTECTION OF VOTER ROLLS.               H  CONCURRED IN S/COM SUB
 04-24-01, 08-09-01
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H1272 ENERGY CONSERVATION/PILOT PROGRAM.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
04-24-01, 05-16-01, 08-21-01		
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	S	CONCURRED IN H/COM SUB
04-16-01, 08-01-01, 08-14-01		
S0119 DISTRICT COURT ELECTIONS NONPARTISAN.	H	PLACED ON CAL FOR 8/22/2001
08-15-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	H	POSTPONED TO 8/22/2001
04-25-01, 08-16-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	H	POSTPONED TO 8/22/2001
04-10-01, 08-15-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
06-13-01, 07-18-01, 08-21-01		
#S0531 UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES.	S	SIGNED BY GOV. 8/16/2001
	SR	CH. SL 2001-368
04-10-01, 08-02-01		
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 08-01-01, 08-08-01, 08-21-01		
S0861 LICENSE BY CREDENTIALS/DENTISTRY.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
06-11-01, 08-14-01, 08-21-01		
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-24-01, 04-25-01, 07-26-01, 08-21-01		
S0885 UNSAFE BUILDINGS.	S	RATIFIED
04-10-01, 08-08-01		
S0904 ENACT MORTGAGE LENDING ACT.	S	CONCURRED ON 2ND READING
07-24-01, 07-25-01, 07-26-01, 08-13-01, 08-15-01		
S1057 AMEND DV LAWS.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
04-24-01		
S1066 AMEND APPRAISERS ACT.	S	CONCURRED IN H/COM SUB
06-26-01, 07-12-01, 08-08-01		

LOCAL BILLS

H0118 BELVILLE DEANNEXATION	S	REPTD FAV
07-25-01		
H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
07-18-01, 08-07-01, 08-08-01		
H0719 STOVALL ELECTION CHANGES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-05-01, 08-21-01		
S0551 WELDON ANNEXATION AGREEMENT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/23/2001
07-25-01		
S0587 DURHAM HISTORIC PROPERTIES.	S	CONCURRED IN H/COM SUB
04-25-01, 08-15-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 438. CLARIFY PUBLIC VEHICULAR AREA. Intro. 3/13/01. House committee substitute makes the following changes to 3rd edition. Makes technical changes only.

S 646. HARM OR HINDER LAW OR ASSISTANCE ANIMALS. Intro. 3/22/01. House committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO MAKE IT A CRIMINAL OFFENSE TO HARM OR ATTEMPT TO HARM A LAW ENFORCEMENT AGENCY ANIMAL OR AN ASSISTANCE ANIMAL. OR TO OBSTRUCT, DELAY, TEASE, OR HARASS THE ANIMAL IN THE PERFORMANCE OF ITS DUTIES AS A LAW ENFORCEMENT AGENCY ANIMAL OR ASSISTANCE ANIMAL, OR TO MAKE IT UNLAWFUL TO RESTRAIN A DOG BY A CHAIN OR WIRE GROSSLY IN EXCESS OF THE SIZE NECESSARY TO RESTRAIN THE DOG SAFELY.* Adds new GS 14-362.3, effective for offenses committed on or after Dec. 1, 2001, to provide that person who maliciously restrains a dog using a chain or wire grossly in excess of size necessary to restrain dog safely is guilty of Class 1 misdemeanor. Defines "maliciously" as restraint imposed intentionally and with malice or bad motive.

S 861. LICENSE BY CREDENTIALS/DENTISTRY. Intro. 4/4/01. Senate amendment makes the following changes to 3rd edition. Amends proposed new GS 90-224.1(a) and GS 90-224(a)(4) by deleting alternative of passing examination approved by Board as being equivalent to National Board Dental Hygiene Examination. Makes section 4 (amendments to GS 90-224) of bill expire June 30, 2003.

S 866. PERSONS WITH DISABILITIES CHANGES. Intro. 04/04/01. House committee substitute changes title to *AN ACT TO MAKE CHANGES TO THE PERSONS WITH DISABILITIES PROTECTION ACT*, and makes the following changes to 4th edition. Adds provision specifying that the NC Office on the Americans with Disabilities Act (Office) is responsible for coordinating technical assistance and determining the standards of review for accessibility of information technology. Amends GS 168-3 to add definition of "information technology" under GS Ch. 168A. Gives it same definition as in GS 147-33.81; term also specifically includes information transaction machines. Specifies that "place of public accommodations" under GS Ch. 168A includes equivalent services provided by information technology. Rewrites new GS 168A-10.1 to provide that the Office is to adopt rules for dispute resolution processes to govern public services' responsiveness and to provide a consistent and comprehensive mechanism for accommodating accessibility requests. Deletes provision forbidding Office to adopt rules or procedures that apply to the resolution of matters constituting grounds for a contested case under GS Ch. 126. Deletes study by Joint Select Committee on Information Technology called for in prior version. New definition of information technology and revised definition of place of public accommodations are effective July 1, 2002, and apply to information technology placed into service on or after that date. Remainder of act becomes effective Oct. 1, 2001.

HOUSE BILLS

H 226. ALLOW PHARMACY BD. TO ACQUIRE PROPERTY. Intro. 2/26/01. Senate committee amendment makes the following changes to 1st edition. Makes technical change only.

H 719. MAYODAN SATELLITE ANNEXATION. Intro. 3/22/01. Senate committee substitute completely rewrites bill, changing title to *AN ACT EXEMPTING THE TOWN OF MAYODAN FROM CERTAIN STATUTORY REQUIREMENTS CONCERNING A VOLUNTARY SATELLITE ANNEXATION OF SOME OR ALL OF CERTAIN DESCRIBED PROPERTY.* As title indicates. Effective July 1, 2001.

H 1272. ENERGY CONSERVATION/PILOT PROGRAM. Intro. 4/12/01. Senate amendment makes the following changes to 3rd edition. Makes technical changes only.

LEGISLATION ENACTED

SL 2001-367 (H 402). BERTIE COUNTY HUNTING. *AN ACT TO REGULATE ROAD HUNTING, TO REGULATE HUNTING ON THE LAND OF ANOTHER, TO PROHIBIT THE TAKING OF DEER FROM A BOAT IN BERTIE COUNTY, AND TO REPEAL EXISTING BERTIE COUNTY LOCAL ACTS INCONSISTENT WITH THESE LAWS.* Summarized in *Daily Bulletin* 4/24/01, 5/14/01, 8/8/01, and 8/9/01. Enacted Aug. 16, 2001. Effective Oct. 1, 2001.

SL 2001-368 (S 531). UMSTEAD ACT EXCEPTION/COMMUNITY COLLEGES. *AN ACT TO EXEMPT CERTAIN COMMUNITY COLLEGE ACTIVITIES FROM THE UMSTEAD ACT.* Summarized in *Daily Bulletin* 3/19/01, 4/10/01, and 8/2/01. Enacted Aug. 16, 2001. Effective Aug. 16, 2001.

SL 2001-369 (H 942). LOCKSMITH LICENSURE. *AN ACT TO ESTABLISH THE LOCKSMITH LICENSING ACT.* Summarized in *Daily Bulletin* 4/2/01, 6/25/01, 7/2/01, 7/3/01, 7/18/01, 7/30/01, 7/31/01, and 8/6/01. Enacted Aug. 16, 2001. GS 74F-5 and GS 74F-6, as enacted in Section 1 of this act, and Section 3 of this act are effective Aug. 16, 2001. The remainder of this act is effective July 1, 2002.

SL 2001-370 (S 1062). SUBSTANCE ABUSE PROFESSIONALS. *AN ACT AMENDING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION ACT AND AUTHORIZING THE NORTH CAROLINA SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD TO REGULATE THE PROVISION OF SUBSTANCE ABUSE SERVICES BY REGISTRANTS AND TO INCREASE FEES.* Summarized in *Daily Bulletin* 4/5/01. Enacted Aug. 17, 2001. Effective April 1, 2002.

SL 2001-371 (S 195). CRIMINAL RECORD CHECKS FOR NURSES. *AN ACT TO ALLOW THE DEPARTMENT OF JUSTICE TO CONDUCT CRIMINAL HISTORY RECORD CHECKS FROM STATE AND NATIONAL REPOSITORIES OF CRIMINAL HISTORY OF APPLICANTS FOR LICENSURE AS REGISTERED NURSES OR LICENSED PRACTICAL NURSES UPON THE REQUEST OF THE NORTH CAROLINA BOARD OF NURSING, TO AUTHORIZE THE BOARD OF NURSING TO REQUIRE CRIMINAL HISTORY RECORD CHECKS OF PERSONS APPLYING TO PRACTICE NURSING IN THE STATE OF NORTH CAROLINA, AND TO AMEND THE POWERS OF THE BOARD OF NURSING TO ALLOW THE DEPARTMENT OF JUSTICE TO CONDUCT CRIMINAL HISTORY RECORD CHECKS UPON THE BOARD'S REQUEST.* Summarized in *Daily Bulletin* 2/21/01, 3/14/01, and 8/1/01. Enacted Aug. 17, 2001. Effective Jan. 1, 2002.

SL 2001-372 (S 633). BUILDING CODE PILOT PROGRAM. *AN ACT TO ESTABLISH A BUILDING CODE PILOT PROGRAM FOR REHABILITATING EXISTING BUILDINGS.* Summarized in *Daily Bulletin* 3/22/01, 4/24/01, 7/26/01, and 7/31/01. Enacted Aug. 17, 2001. Effective Aug. 17, 2001.

SL 2001-373 (S 936). SEX OFFENDER REGISTRATION/CONFORM WITH FEDERAL LAW. *AN ACT TO AMEND THE LAWS REGARDING SEX OFFENDER REGISTRATION TO COMPLY WITH FEDERAL LAW IN ORDER TO MAINTAIN ELIGIBILITY FOR BYRNE GRANT FUNDING.* Summarized in *Daily Bulletin* 4/5/01, 4/16/01, 5/22/01, 7/24/01, and 7/31/01. Enacted Aug. 17, 2001. Effective Oct. 1, 2001, and applies to offenses committed on or after that date.

SL 2001-374 (S 16). MUNICIPAL ELECTION BOARDS. *AN ACT TO ABOLISH MUNICIPAL BOARDS OF ELECTIONS IN MUNICIPALITIES OTHER THAN MORGANTON, GRANITE FALLS, OLD FORT, AND RHODHISS.* Summarized in *Daily Bulletin* 1/29/01, 3/14/01, 5/14/01, 5/15/01, and 7/31/01. Enacted Aug. 17, 2001. Sections 1 and 2 of this act become effective Jan. 1, 2002, and apply to all primaries and elections held on and after that date. Section 3 of this act becomes effective Aug. 17, 2001, with respect to the City of Morganton, the Town of Granite Falls, the Town of Old Fort, and the Town of Rhodhiss. Section 3 of this act becomes effective Jan. 1, 2002, with respect to all other municipalities. The remainder of this act is effective Aug. 17, 2001.

SL 2001-375 (S 446). PHARMACY TECHNICIANS. *AN ACT TO AMEND THE NORTH CAROLINA PHARMACY PRACTICE ACT BY AUTHORIZING THE BOARD TO ESTABLISH REGISTRATION CRITERIA FOR PHARMACY TECHNICIANS AND TO INCLUDE PHARMACY TECHNICIANS IN BOARD AGREEMENTS WITH SPECIAL PEER REVIEW ORGANIZATIONS.* Summarized in *Daily Bulletin* 3/14/01, 4/4/01, 6/20/01, and 7/23/01. Enacted Aug. 17, 2001. Effective Jan. 1, 2002.

SL 2001-376 (S 778). CRIMINAL HISTORY CHECKS OF SCHOOL EMPLOYEES. *AN ACT TO MODIFY THE LAW REGARDING CRIMINAL HISTORY CHECKS OF APPLICANTS FOR EMPLOYMENT IN PUBLIC SCHOOLS.* Summarized in *Daily Bulletin* 4/3/01, 4/25/01, and 7/26/01. Enacted Aug. 17, 2001. Effective Aug. 17, 2001.

SL 2001-377 (S 780). AMEND PHYSICIANS' LIENS STATUTES. *AN ACT TO CLARIFY THE METHOD BY WHICH PHYSICIANS' LIENS ARE PERFECTED AND THE DUTIES OF ATTORNEYS WITH RESPECT TO PHYSICIANS' LIENS.* Summarized in *Daily Bulletin* 4/3/01, 4/23/01, and 7/25/01. Enacted Aug. 17, 2001. Effective Oct. 1, 2001, and applies to liens perfected on or after that date.

SL 2001-378 (S 137). PRIVATE CORRECTIONAL OFFICERS. *AN ACT TO AUTHORIZE CERTAIN PRIVATE CORRECTIONAL OFFICERS TO USE FORCE AND MAKE ARRESTS CONSISTENT WITH NORTH CAROLINA LAW.* Summarized in *Daily Bulletin* 2/14/01, 3/6/01, 3/7/01, 4/12/01, 5/24/01, 5/29/01, and 8/1/01. Enacted Aug. 18, 2001. Effective Aug. 18, 2001, applies to private correctional facilities and the employees of those correctional facilities constructed and contracted to be operated by Aug. 18, 2001, and expires Aug. 18, 2003.

SL 2001-379 (H 439). CIVIL PROCEDURE RULE CHANGES. *AN ACT TO AMEND THE RULES OF CIVIL PROCEDURE AS RECOMMENDED BY THE CIVIL LITIGATION STUDY COMMISSION.* Summarized in *Daily Bulletin* 3/1/01, 4/2/01, and 8/1/01. Enacted Aug. 18, 2001. Section 7 is effective Aug. 18, 2001, and applies to actions pending on or after that date. The remainder of this act becomes effective Oct. 1, 2001, and applies to actions filed on or after that date.

SL 2001-380 (S 353). DEPARTMENT OF REVENUE DEBT COLLECTION CHANGES. *AN ACT TO PROVIDE A PERMANENT MECHANISM FOR THE COLLECTION OF TAX DEBTS.* Summarized in *Daily Bulletin* 3/6/01, 3/15/01, 4/25/01, 4/26/01, 4/30/01, 5/17/01, 6/19/01, 6/20/01, 6/21/01, and 8/2/01. Enacted Aug. 20, 2001. Section 3 of this act becomes effective Nov. 1, 2001. Section 6 is effective on and after July 1, 2001. Section 8 is effective Oct. 1, 2003. The remainder of this act is effective Aug. 20, 2001, and applies to tax debts that remain unpaid on or after that date.

NEXT SESSIONS

Wednesday, August 22, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

341
25: 2001/121

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 121 Vol. 2001, No. 121 Senate Legislative Day 121

Wednesday, August 22, 2001

N.C. DOCUMENTS
CLEARINGHOUSE
AUG 2 2001
THE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 22, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0226	ALLOW PHARMACY BOARD TO ACQUIRE PROPERTY.	S	PASSED 2ND & 3RD READING
08-21-01			
H0435	GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES.	S	REPTD FAV COM SUBSTITUTE
		SA	COM SUBSTITUTE ADOPTED
08-22-01			
H0844	DISTRICT CT. DISTRICT 11 JUDGES' RESIDENCY.	H	RATIFIED
04-25-01, 08-08-01			
H0904	INCREASE MISDEMEANOR CHILD ABUSE PENALTY.	S	WITHDRAWN FROM CAL
		S	PLACED ON CAL FOR 8/28/2001
H0972	UNC CAMPUS LAW ENFORCEMENT JURISDICTION.	S	PASSED 2ND & 3RD READING
H1121	COASTAL RECREATIONAL FISHING LICENSE.	HA	REPTD FAV COM SUBSTITUTE
		H	RE-REF COM ON FINANCE
08-22-01			
H1188	PROTECTION OF VOTER ROLLS.	H	RATIFIED
04-24-01, 08-09-01			
H1257	STREAM IDENTIFICATION FOR BUFFER RULES.	H	REC TO CONCUR S COM SUB
		H	CAL PURSUANT RULE 36(B)
04-24-01, 08-15-01			
H1362	ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	HA	AMEND ADOPTED #1
		H	PASSED 2ND READING
05-30-01, 08-22-01			

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H1427 AMEND USE VALUE STATUTES.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 8/23/2001
08-22-01	
H1439 WATER AND SEWER AUTHORITIES.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
07-26-01, 08-22-01	
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	S RATIFIED
04-16-01, 08-01-01, 08-14-01	
S0119 DISTRICT COURT ELECTIONS NONPARTISAN.	HA AMEND ADOPTED #1
	H PASSED 2ND READING
08-15-01, 08-22-01	
S0165 REVENUE LAWS TECHNICAL CHANGES.	H PLACED ON CAL FOR 8/23/2001
03-20-01, 04-24-01, 08-16-01	
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	HA AMEND ADOPTED #1,#2,#4,#3
	H PASSED 2ND READING
04-25-01, 08-16-01, 08-22-01	
S0885 UNSAFE BUILDINGS.	S PRES. TO GOV. 8/22/2001
04-10-01, 08-08-01	
S0904 ENACT MORTGAGE LENDING ACT.	S CONCURRED ON 3RD READING
07-24-01, 07-25-01, 07-26-01, 08-13-01, 08-15-01	
S0970 GRAPE GROWERS COUNCIL FUNDS.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
08-22-01	
S1066 AMEND APPRAISERS ACT.	S RATIFIED
06-26-01, 07-12-01, 08-08-01	

LOCAL BILLS

H0118 BELVILLE DEANNEXATION	S WITHDRAWN FROM CAL
	S PLACED ON CAL FOR 8/29/2001
07-25-01	
H0715 REDISTRIBUTE MECKLENBURG LOCAL TAX.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
07-23-01, 08-22-01	
H0719 MAYODAN SATELLITE ANNEXATION.	S PASSED 2ND READING
04-05-01, 08-21-01	
H0882 DUCK INCORPORATED.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
06-20-01, 08-22-01	
S0587 DURHAM HISTORIC PROPERTIES.	S RATIFIED
04-25-01, 08-15-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 119. DISTRICT COURT ELECTIONS NONPARTISAN. Intro. 2/12/01. House amendment makes the following changes to 2nd edition. Provides that if Senate Bill 14, ratified Aug. 22, 2001, becomes law, then GS 163-329(b)(4) is revised to provide that ties among candidates shall be resolved by the board of elections in accordance with the new procedures enacted by that bill and contained in GS 163-182.8 (rather than by lot).

S 199. MANAGED CARE PATIENTS' BILL OF RIGHTS. Intro. 2/22/01. House amendments make the following changes to 3rd edition. Amendment 1 amends the effective date with the effect of making provisions relating to clinical trials (section 3.1) and newborn hearing screening (section 3.2) effective on Jan. 1, 2002 (was, Dec. 1, 2001). Amendment 2 changes proposed GS 143-725 to specify that the Office of Managed Care Patient Assistance Program is to be established in an existing State agency or department designated by the Governor. Amendment 3 adds a new subsection to GS 58-3-200 providing insured beneficiaries the right to redeem a prescription drug benefit at any pharmacy and requiring the plan to reimburse pharmacies to the same extent whether or not they are a party to a provider contract. Amend 4 clarifies the previous amendment to provide that the insured is not liable for payment of pharmacy charges that exceed the amount that is reimbursable under the plan.

S 970. GRAPE GROWERS COUNCIL FUNDS. Intro. 4/5/01. Senate committee substitute replaces blank bill and changes title to *AN ACT TO INCREASE THE AMOUNT OF WINE TAX PROCEEDS EARMARKED ANNUALLY FOR THE GRAPE GROWERS COUNCIL*. Amends GS 105-113.81A to raise from $175,000 to $350,000 the maximum amount of wine taxes that must be allocated annually from the Department of Agriculture to the NC Grape Growers Council. Effective Oct. 1, 2001, and applicable to distributions made on or after that date.

HOUSE BILLS

H 435. GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES. Intro. 3/01/01. Senate committee substitute makes the following changes to 1st edition. Adds GS 143B-164.18 to give DHHS explicit authority to assign its employees to assist private nonprofit corporations established by the Governor Morehead School, which authority was implied but not stated in original bill. Also amends GS 143B-139.4 to give DHHS explicit authority to assign employees to work with such nonprofit corporations for more than 20 hours per month.

H 715. MECKLENBURG LOCAL TAX/COLISEUM AUTHORITY. Intro. 3/21/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO PROVIDE FOR AN ADDITIONAL DISTRIBUTION OF THE PROCEEDS OF THE MECKLENBURG OCCUPANCY TAX AMONG THE TOWNS OF MECKLENBURG COUNTY, TO SUNSET THE MECKLENBURG MEALS TAX AND THE ADDITIONAL DISTRIBUTION, AND TO MODIFY THE MEMBERSHIP OF THE CHARLOTTE COLISEUM AUTHORITY.* Modifies the formula for distribution of the tax to provide for an annual transfer to each Mecklenburg County town of 50% of the tax collected in that town during the preceding year subject to an annual cap. Modifies slightly the purposes for which the funds may be used. Modifies the conditions under which the tax sunsets, including by changing the absolute sunset date to July 1, 2031 (was, 2026). Authorizes an increase in the membership of the coliseum board from 7 to 9 and provides qualifications and procedures for appointment of additional members. New provisions on coliseum membership become effective on the first day of the second month after the act becomes law.

H 882. DUCK INCORPORATED/LOCAL DISTRIBUTIONS. Intro. 3/2/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO INCORPORATE THE TOWN OF DUCK, AND TO MODIFY THE FORMULA FOR DISTRIBUTING THE PROCEEDS OF THE LOCAL OCCUPANCY TAX AND LOCAL LAND TRANSFER TAX.* Provides for annual distribution of 68% of occupancy tax among the towns of the county that had been incorporated as of the beginning of the fiscal year. Provides for annual distribution of 35% of land transfer tax to same category of towns. The remainder of the net proceeds of this tax are to be placed in a county Capital Reserve Fund, which may be used only for courts, jails and detention facilities, emergency medical services, libraries, recreation, education, administration, water, sewage, health and social services.

H 1121. COASTAL RECREATIONAL FISHING LICENSE. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Changes the fee schedule for a Charter/Head/Dive Boat Blanket coastal recreational fishing license as follows: (1) $200.00 for a vessel of 25 feet or less in length, and (2) $400.00 for a vessel of greater than 25 feet in length. To the list of persons exempt from the requirement to obtain a coastal recreational fishing license before engaging in recreational fishing, adds persons who hold a Lifetime Resident Comprehensive Fishing License under GS 113-271(d)(3) or a Lifetime Sportsman License under GS 113-270.1D(b). Adds provision allowing a person who holds a Recreational Commercial Gear License (RCGL) to use up to 100 yards of gill net to take fish for recreational purposes. Allows two persons who each hold a RCGL and

who are fishing from a single vessel to use up to a combined 200 yards of gill net for recreational purposes. Changes allocation of Sealife Enhancement Fund as follows: (1) deletes provision allocating funds for law enforcement purposes; (2) increases to 35 percent the minimum amount of Fund money that must be used for resource and habitat enhancement; and (3) increases to 35 percent the minimum amount of Fund money that must be used for marine fisheries research. Makes Section 12 of the act, relating to agency rulemaking authority, effective when the act becomes law.

H 1362. ADVANCE HEALTH CARE DIRECTIVES REGISTRY. Intro. 4/23/01. House amendment makes the following changes to 2nd edition. Deletes provision preventing reversion of registry funds to the General Fund at the end of the fiscal year. Changes provision regarding limitation of liability to provide that the State of North Carolina, the Secretary of State, and any agent or person employed by the Sec'y shall not be liable for any claims or demands arising out of the administration or operation of the registry, except for acts of gross negligence, willful misconduct, or intentional wrongdoing.

H 1427. AMEND USE VALUE STATUTES. Intro. 5/8/01. House committee substitute makes the following changes to 1st edition. (1) Restores requirement of GS 105-277.2 that to qualify land must be used for commercial production; (2) deletes proposed language in GS 105-277.3 regarding "value of production"; (3) adds provision in GS 105-277.2(6) that in determining the greatest net return, no minimum profitability level may be applied; (4) deletes proposed new GS 105-277.4(f) providing that all or part of deferred taxes may be paid at any time and replaces it with a new provision in GS 105-377.4(c) stating that deferred taxes for any year may be paid in that year without the qualifying land becoming ineligible for deferred status. All of these provisions are effective for tax years beginning on or after Jan. 1, 2002. Creates 16-member Use Value and Land Taxation Study Comm'n to study and recommend changes to the use value system. Comm'n may make interim report to the 2002 session of the General Assembly and must make a final report to the 2003 session.

H 1439. WATER AND SEWER AUTHORITIES. Intro. 5/10/01. House committee substitute makes the following changes to 2nd edition. Provides that the water and sewer authorities described in new GS 162A-3.2 may not provide service in a county with a population of less than 500,000 without the permission of the board of commissioners of that county.

LEGISLATION ENACTED

SL 2001-381 (H 698). CARTERET OCCUPANCY TAX CHANGES. *AN ACT TO REPEAL THE CARTERET COUNTY OCCUPANCY TAX LAW AND TO AUTHORIZE CARTERET COUNTY TO LEVY A NEW OCCUPANCY AND TOURISM DEVELOPMENT TAX.* Summarized in *Daily Bulletin* 7/19/01 and 8/9/01. Enacted Aug. 20, 2001. Effective Aug. 20, 2001, except as otherwise provided.

NEXT SESSIONS

Thursday, August 23, 2001

HOUSE convenes at 12:30 p.m.

SENATE convenes at 10:00 a.m.

34/
25: 2001/122

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 122 Vol. 2001, No. 122 Senate Legislative Day 122

Thursday, August 23, 2001

N.C. DOCUMENTS
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STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 23, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0231 EDUCATION REVENUE ACT.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 8/27/2001
08-23-01		
H0232 BUDGET REVENUE PROVISIONS-2001	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
06-19-01, 08-23-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/28/2001
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01		
H0435 GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES.	S	PASSED 2ND & 3RD READING
08-22-01		
H0844 DISTRICT CT. DISTRICT 11 JUDGES' RESIDENCY.	H	PRES. TO GOV. 8/23/2001
04-25-01, 08-08-01		
H0972 UNC CAMPUS LAW ENFORCEMENT JURISDICTION.	H	RATIFIED
H1188 PROTECTION OF VOTER ROLLS.	H	PRES. TO GOV. 8/23/2001
04-24-01, 08-09-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-24-01, 05-16-01, 08-21-01		

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H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	H	PASSED 3RD READING
05-30-01, 08-22-01		
H1388 REMOVE SUNSET ON STATE PORTS TAX CREDIT.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
08-23-01		
H1427 AMEND USE VALUE STATUTES.	H	PASSED 2ND READING
08-22-01		
S0014 ELECTION REWRITE/COUNTING AND CANVASSING	S	PRES. TO GOV. 8/23/2001
04-16-01, 08-01-01, 08-14-01		
S0061 BLANK APPROPRIATIONS BILL.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON APPROPRIATIONS/ BASE BUDGET
	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 8/23/2001
	S	AMEND TABLED #1
	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
08-23-01		
S0119 DISTRICT COURT ELECTIONS NONPARTISAN.	H	PASSED 3RD READING
08-15-01, 08-22-01		
S0165 REVENUE LAWS TECHNICAL CHANGES.	HA	AMEND ADOPTED #1
	H	REMOVED FROM CAL
03-20-01, 04-24-01, 08-16-01, 08-23-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	H	RECONSIDERED 2ND READING
	H	AMENDMENT WITHDRAWN #3,#4
	H	PASSED 2ND READING
04-25-01, 08-16-01, 08-22-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	H	POSTPONED TO 8/30/2001
04-10-01, 08-15-01		
S0247 REALLOCATE CLEAN WATER BOND FUNDS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-28-01, 08-23-01		
S0394 REVISE ADVISORY MEMBERS OF SBE.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-19-01, 08-23-01		
S0861 LICENSE BY CREDENTIALS/DENTISTRY.	H	REC FROM SENATE
	H	REF TO COM ON HEALTH
06-11-01, 08-14-01, 08-21-01		
S0890 MONEY TRANSMITTERS ACT.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON FINANCE
05-16-01, 07-30-01, 08-23-01		
S0904 ENACT MORTGAGE LENDING ACT.	S	RATIFIED
07-24-01, 07-25-01, 07-26-01, 08-13-01, 08-15-01		
S0970 GRAPE GROWERS COUNCIL FUNDS.	S	PASSED 2ND & 3RD READING
08-22-01		
S1066 AMEND APPRAISERS ACT.	S	PRES. TO GOV. 8/23/2001
06-26-01, 07-12-01, 08-08-01		

LOCAL BILLS

H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES. 07-18-01, 08-07-01, 08-08-01	S	CONF COM APPOINTED
H0715 MECKLENBURG LOCAL TAX/COLISEUM AUTHORITY. 07-23-01, 08-22-01	S	PASSED 2ND & 3RD READING
H0719 MAYODAN SATELLITE ANNEXATION. 04-05-01, 08-21-01	S	PASSED 3RD READING
H0882 DUCK INCORPORATED/LOCAL DISTRIBUTIONS. 06-20-01, 08-22-01	S	PASSED 2ND READING
S0551 WELDON ANNEXATION AGREEMENT. 07-25-01	S	PASSED 3RD READING
#S0587 DURHAM HISTORIC PROPERTIES. 04-25-01, 08-15-01	SR	CH. SL 2001-382

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 61. CONTINUING BUDGET AUTHORIZATION. Intro. 2/6/01. Senate committee substitute replaces blank bill, changing title to *AN ACT TO CONTINUE THE BUDGET AUTHORITY FOR STATE GOVERNMENT: TO APPROPRIATE FUNDS FOR HEALTH AND HUMAN SERVICES BLOCK GRANTS, FOR NATURAL AND ECONOMIC RESOURCES BLOCK GRANTS, FOR COMMUNITY COLLEGE, UNIVERSITY, AND PRIVATE COLLEGE ENROLLMENTS, FOR THE STATE HEALTH PLAN, FOR IMMEDIATE ASSISTANCE TO THE HIGHEST PRIORITY ELEMENTARY SCHOOLS, FOR KINDERGARTEN CLASS SIZE REDUCTION, AND FOR THE "MORE AT FOUR" PILOT PROGRAM; TO CONTAIN MEDICAID COSTS AND REDUCE THE RATE OF GROWTH IN EXPENDITURES FOR PAYMENTS FOR MEDICAL SERVICES; TO PROVIDE FOR MEDICAID COST-CONTAINMENT ACTIVITIES; TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO IMPLEMENT A MEDICAID PROGRAM MANAGEMENT PLAN; TO ADOPT A MEDICAL COVERAGE POLICY UNDER THE STATE MEDICAID PROGRAM AND TO EXEMPT THE POLICY FROM RULE MAKING UNDER THE STATE ADMINISTRATIVE PROCEDURE ACT; TO APPROVE THE TANF STATE PLAN; TO EXTEND PAYMENTS FOR MEDICAL TREATMENTS AND SERVICES TO WORKERS' COMPENSATION PATIENTS; TO INCREASE TUITION RATES FOR THE COMMUNITY COLLLEGES AND UNIVERSITIES; AND TO DELAY REIMBURSEMENTS TO LOCAL GOVERNMENTS FOR THE INTANGIBLES TAX.* Amends SL 2001-250 to extend the continuing budget authority of the Director of Budget and other expiring provisions of law to September 28, 2001. Repeals the federal block grant provisions of SL 2001-250 and makes appropriations from federal Health and Human Services Block Grants for 2001-2002 according to the following schedule: (1) Community Services Block Grant, $15,639,392; (2) Social Services Block Grant, $53,888,298; (3) Low-Income Energy Block Grant, $19,849,342; (4) Mental Health Services Block Grant, $9,855,277; (5) Substance Abuse Prevention and Treatment Block Grant, $36,455,601; (6) Child Care and Development Fund Block Grant, $248,828,500; (7) Temporary Assistance to Needy Families Block Grant, $373,110,978; (8) Maternal and Child Health Block Grant, $17,019,434; (9) Preventive Health Services Block Grant, $5,435,846. Appropriates $45,000,000 from the federal Community Development Block Grant (a Natural and Economic Resources Block). Requires DHHS to adopt medical coverage policies for the state Medicaid program to ensure that medical coverage criteria are uniformly applied to Medicaid recipients throughout the state. Exempts these policies from the rule making requirements of the Administrative Procedure Act. Approves the following counties as Electing Counties in the state's TANF Plan for fiscal years 2001-2003: Caldwell, Caswell, Davie, Henderson, Iredell, Lenoir, Lincoln, Macon, McDowell, Randolph, Sampson, Surry, and Wilkes. Beginning Fall 2001, increases community college student tuition by $3.50 per student credit hour up to 16 credits per semester. Appropriates from the increased tuition receipts to the Community Colleges System Office $10 million for 2001-2002 to fully fund enrollment. Beginning Fall 2001, increases student tuition at The University of North Carolina for all students by nine percent per year above the rates charged for the 2000-2001 academic year, with the differentials for

graduate and professional schools adopted by the Board of Governors for 2001-2002, as well as the campus-initiated tuition increases approved for 2001-2002, to remain in effect. From the tuition increase receipts, appropriates to the Board of Governors up to $40,536,963 for the purpose of funding enrollment. Appropriates from the General Fund to the Board of Governors $9,672,106 for 2001-2002 for the purpose of fully funding regular term and distance education enrollment. Appropriates from the General Fund to the Board of Governors $3,226,210 for 2001-2002 for the Legislative Tuition Grant program and the State Contractual Scholarship program enrollment increases. Appropriates from the General Fund to the Reserve for State Health Plan $114,000,000 for 2001-2002. Directs the Secretary of Revenue to not make and distributions to local governments pursuant to GS 105-275.2 (intangibles tax) for 2001-2002 before the Current Operations and Capital Improvements Appropriations Act of 2001becomes law. Appropriates from the General Fund to the State Aid to Local School Administrative Units $8,062,603 for 2001-2002 for the state's lowest-performing elementary schools to reduce class size in kindergarten through third grade to no more than 15 students. Appropriates from the General Fund to the State Aid to Local School Administrative Units $12,045,179 for 2001-2002 to reduce the class-size allotment in kindergarten to one teacher for every 19 students. Appropriates from the General Fund to DHHS $6,456,500 for 2001-2002 to develop and implement "More at Four," a voluntary prekindergarten pilot program for at-risk four-year olds. These appropriations may not supplant current expenditures by counties, or other recipients of state and federal funds, allocated and expended on behalf of children.

S 165. REVENUE LAWS TECHNICAL CHANGES. Intro. 2/19/01. House amendment makes the following changes to 4th edition. Provides that additional $3 fee on motorcycles, in addition to any other funds appropriated for this purpose (new) shall be used to fund the Motorcycle Safety Instruction Program.

S 247. REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE. Intro. 2/26/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO REALLOCATE THE PROCEEDS OF THE CLEAN WATER BONDS AND TO DEFER THE ISSUANCE OF THE CLEAN WATER BONDS, NATURAL GAS BONDS, AND PUBLIC SCHOOL BUILDING BONDS UNTIL AFTER JANUARY 1, 2002.* Provides for deferral of bond issuance as title indicates. Authorizes payments to local government units or to match federal funds that would have been made from bond proceeds at the discretion of the Budget Director not to exceed $50,000,000, such payments to be repaid from bond proceeds. Changes reallocation amounts as follows: Water projects: loans to local governments with bond rating of less than 75, from $5,100,000 to $340,000; loans to local governments with bond rating of 75 or more, from $27,402,114 to $28,483,251; reallocation for unsewered community grants, from $37,451,955 to $35,612,523; reallocation for supplemental grants, from $21,500,000 to $35,612,523.

S 394. STUDY ADVISORY SBE MEMBERS/HEART TASK FORCE. Intro. 3/12/01. House committee substitute makes the following changes to 2nd edition. Completely rewrites bill, changing title to *AN ACT TO PROVIDE THAT THE JOINT LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE SHALL STUDY THE ISSUE OF ADVISORY MEMBERS TO THE STATE BOARD OF EDUCATION AND TO EXTEND THE REPORTING DATES AND EXPIRATION DATE FOR THE HEART DISEASE AND STROKE PREVENTION TASK FORCE.* As title indicates.

S 890. MONEY TRANSMITTERS ACT. Intro. 4/5/01. House committee substitute makes the following changes to 3rd edition. Makes technical changes only.

HOUSE BILLS

H 231. EDUCATION REVENUE ACT. Intro. 2/26/01. House committee substitute makes the following changes to 1st edition. Changes title to read *AN ACT TO (1) ELIMINATE THE MARRIAGE TAX PENALTY FOR THE STANDARD DEDUCTION, (2) INCREASE THE TAX CREDIT FOR CHILDREN FROM $60 TO $100 PER CHILD, (3) PROVIDE A STABLE SOURCE OF REVENUE FOR LOCAL GOVERNMENTS BY AUTHORIZING A LOCAL OPTION, HALF-CENT SALES TAX, (4) REPEAL THE LOCAL TAX REIMBURSEMENTS PAID ANNUALLY TO LOCAL GOVERNMENTS, (5) PROVIDE A HOLD HARMLESS PAYMENT FOR THOSE COUNTIES AND MUNICIPALITIES WHOSE ESTIMATED GAIN FROM THE NEW SALES TAX WOULD BE LESS THAN 105% OF THEIR REPEALED REIMBURSEMENT AMOUNT, (6) INCREASE THE STATE SALES TAX BY ONE-HALF CENT FOR THREE YEARS, (7) CREATE A STATE-EARNED INCOME TAX CREDIT, (8) ADD A NEW TAX*

BRACKET WITH AN ADDITIONAL ¼% ON NET TAXABLE INCOME ABOVE $200,000 FOR THREE YEARS, (9) EQUALIZE TAXATION OF HEALTH MAINTENANCE ORGANIZATIONS AND MEDICAL SERVICE CORPORATIONS AT 1% OF GROSS PREMIUMS, (10) APPLY THE SAME SALES TAX RATE TO SPIRITUOUS LIQUOR THAT APPLIES TO OTHER ALCOHOLIC BEVERAGES, (11) ELIMINATE THE SPECIAL TAX BREAK FOR LUXURY VEHICLES, (12) EXEMPT VOLUNTEER FIRE AND RESCUE VEHICLES FROM HIGHWAY USE TAX, (13) EXEMPT CERTAIN ITEMS PURCHASED DURING A SPECIFIC PERIOD FROM THE SALES AND USE TAX, AND (14) ELIMINATE OTHER TAX LOOPHOLES.

Amends GS 105-134.6 to phase in an increase in the standard deduction for married people. For tax years beginning on or after Jan. 1, 2002, the deduction for married filing jointly is increased from $5,000 to $5,500 and for those filing separately, from $2,500 to $2,750. For tax years beginning Jan. 1, 2003, those deductions are increased to $6,000 and $3,000 respectively.

Amends GS 105-151.24 to phase in an increase in the tax credit for each dependent child from $60 to $75 in tax years beginning on or after Jan. 1, 2002, and to $100 for tax years beginning on or after Jan. 1, 2003.

Authorizes an additional ½ cent local sales and use tax, which counties may levy if approved by a majority of those voting in a special election, or by resolution following a public hearing if the question of whether to levy the tax has not been defeated in a special election within two years. Tax proceeds are distributed one-half on a point-of-origin basis and one-half on a per capita basis, and then allocated between the county and its municipalities using the same formula by which current local sales taxes are allocated in each county. Repeals the statutes that provide for reimbursements to local governments for previously repealed inventory and intangibles taxes. Enacts new GS 105-521 setting up a mechanism to "hold harmless" the local governments in the event that the tax revenue from the new ½ cent tax is less than the amount that would have been reimbursed under the repealed provisions, in which case the Secretary of Revenue must pay the difference to the local government.

Increases the state sales tax from 4% to 4.5% effective Dec. 1, 2001, for three years (expiring on Oct. 1, 2004). Exempts from the increased tax construction materials purchased for contracts made or awarded, or contained in a bid made before the effective date of the levy if the materials would otherwise have been subject to the tax.

Adds new GS 105-151.29 creating state earned income tax credit of 10% of the amount of credit an individual qualifies for under section 32 of the Internal Revenue Code; provides for reduced credit for nonresidents and part-year residents according to formula in current GS 105-134.5 (defining taxable income of such individuals). Provides for refund if credit exceeds tax imposed; also provides that in computing tax against which multiple credits are allowed, nonrefundable credits are subtracted before refundable credits. Encourages Dept. of Revenue to notify eligible taxpayers of new credit and how to obtain it. Effective for taxable years beginning on or after Jan. 1, 2001.

Amends GS 105-304.2(a) to create new tax bracket, with tax rate of 8% (.25% higher than current highest rate), for married individuals filing a joint return and for surviving spouses with an income over $200,000; for heads of households with an income over $160,000; for unmarried individuals with an income over $120,000; and for married individuals who do not file a joint return with an income over $100,000. Effective for taxable years beginning on or after Jan. 1, 2001, and expires for taxable years beginning on or after Jan. 1, 2004.

Amends GS 105-228.5 to impose a 1% gross premiums tax on HMO's and, as with Article 65 corporations, insurers, and self-insurers that pay a gross premiums tax, to exempt HMO's from franchise or income taxes; provides that tax on HMO is based on gross premiums from business done in NC during previous calendar year. Increases gross premiums tax on Article 65 corporations from .5% to 1%. Excludes from calculation of gross premiums subject to tax Federal Employees Health Benefits Plan premiums and Medicaid or Medicare premiums to extent federal law prohibits their taxation. Amends GS 58-6-25(a) to provide that the charge levied under that section for Article 65 corporations and HMO's is calculated as if the companies were paying tax at the rate in GS 105-228.5(d)(2) for insurers (was, as if the companies were insurers providing health insurance). Effective for taxable years beginning Jan. 2, 2002.

Repeals GS 105-164.13(37), which exempts spirituous liquor from retail sales and use tax, and amends GS 105-164.4(a), to impose a 6% sales tax on spirituous liquor, effective Oct. 1, 2001. Amends GS 105-187.3(a) to delete the $1,500 cap on the 3% highway use tax on non-commercial vehicles. Exempts from the highway use tax certain vehicles (fire trucks, emergency vehicles, and other specified vehicles) transferred to volunteer fire departments and volunteer rescue squads that are not part of a unit of local government, have no more than two paid employees, and are exempt from state income tax under GS 105-130.11. These changes in the highway use tax are effective Oct. 1, 2001, and applicable to certificates of title issued on or after that date. Effective July 1, 2001, increases the amount of highway use taxes transferred from the Highway Trust Fund to the General Fund as follows: In 2001-2002, $1,700,000; in 2002-2003, $2,400,00; in each fiscal year thereafter, the sum transferred

in the previous fiscal year plus or minus the percentage of the previous sum equal to the percentage by which tax collections increased or decreased. Effective Jan. 1, 2002, creates new GS 105-164.13C to exempt from sales and use tax certain items of tangible property sold between 12:01 A.M. on the first Friday of August and 11:59 P.M. the following Sunday. Items falling within this exemption include clothing, clothing accessories, footwear, and school supplies with a sales price of $100.00 or less per item; and computers, printers, printer supplies, and educational computer software with a sales price of $3,500 or less per item.

H 232. BUDGET REVENUE PROVISIONS. Intro. 2/26/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO SET THE INSURANCE REGULATORY CHARGE, THE PUBLIC UTILITY REGULATORY FEE, AND THE ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEE; TO INCREASE THE NONRESIDENT FEE FOR SEARCHING PUBLIC ARCHIVES; TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE; TO ACCELERATE PAYMENT OF WITHHOLDING TAXES; TO ACCELERATE PAYMENT OF SALES AND UTILITY TAXES; TO AUTHORIZE CERTAIN COUNTIES TO ACQUIRE PROPERTY FOR PUBLIC SCHOOLS; TO PROVIDE GENERAL ASSEMBLY OVERSIGHT OF AGENCY FEES; TO EXEMPT FROM FUEL TAX FUEL USED BY COMMUNITY COLLEGES TO MAKE CLARIFYING CHANGES IN THE SUBSIDIARY DIVIDEND PROVISIONS; AND TO ACCELERATE PAYMENT OF LOCAL SALES AND USE TAX REVENUE TO LOCAL GOVERNMENTS.* Changes percentage rate used in calculating utility regulatory fee to .1% (was, 11%). Changes effective date for change in nonresident search fee to Jan. 1, 2002 (was, July 1, 2001). Changes due date for employer to file return under GS 105-163.6(c) to 10th day of the month (was, 15th). Deletes provisions requiring Dep't to offer telefiling (Section 5.1 of previous version of the bill). Makes changes in GS 105-164.16 (sales and use tax), GS 105-116(b) and GS 105-120(b) (franchise tax), and GS 105-187.43 (piped natural gas tax) to specify provisions for payment of taxes and filing of returns on quarterly or monthly, semimonthly basis. Deletes proposed GS 105-263.1 regarding semimonthly payment schedules and incorporates some of its provisions into above-cited statutes. Deletes provisions expressing the intent that revenue generated by the efficiencies due to the changes under the law be credited to the Savings Reserve Account. Adds authorization for Revenue Laws Study Committee to study payment of franchise tax and methods by which distribution to cities can be improved. Makes section providing for payment of costs effective when it becomes law. Deletes section 7 of previous version of the bill relating to the boxing commission.

Adds new provisions as follows. Adds Bertie, Chatham, Clay, Rutherford, Transylvania, Wilson, and Yadkin counties to the coverage of GS 153A-158.1, authorizing them to acquire property for public schools. Amends GS 12-3.1 to provide that only the General Assembly has the power to authorize an agency to establish or increase a fee or charge for the rendering of any service of fulfilling or any duty to the public. Limits effectiveness of any such fee or increase unless the General Assembly has (1) approved it or (2) given the agency general authority to establish or increase the fee, and the agency has consulted with the Joint Legislative Commission on Governmental Operations about the amount and purpose of the fee. Amends statutes to provide for fuel tax exemption for community colleges, as title indicates. Increases the tax to be collected by Durham and Granville counties for the Butner Police and Fire Protection District from 20 to 30 cents for tax years beginning on or after July 1, 2001, and from 30 to 40 cents, effective for tax years beginning on or after July 1, 2002. Clarifies changes in the subsidiary dividend provisions by amending GS 105-130.5(b)(3a) and (3b) to add the phrase "net of related expenses," effective for taxable years beginning Jan. 1, 2001. Amends various statutes to provide for monthly (was, quarterly) payment of local sales and use tax to local governments, effective April 1, 2002, for amounts collected after that date.

H 1388. EXTEND SUNSET ON STATE PORTS TAX CREDIT. Intro. 4/26/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO EXTEND THE SUNSET ON THE STATE PORTS TAX CREDITS AND TO EXCLUDE WOOD CHIPS FROM THE STATE PORTS TAX CREDITS.* Previous edition removed Feb. 28, 2001, sunset provision on state ports tax credit. Committee substitute extends sunset date to Jan. 1, 2006.

LEGISLATION ENACTED

SL 2001-382 (S 587). DURHAM HISTORIC PROPERTY/TAKING OF DEER. *AN ACT AUTHORIZING THE CITY OF DURHAM TO REQUIRE OWNERS OF LANDMARKS AND BUILDINGS WITHIN HISTORIC DISTRICTS TO MAINTAIN THEIR PROPERTY IN GOOD CONDITION AND TO PROHIBIT THE TAKING OF DEER WITH DOGS IN DURHAM COUNTY.* Summarized in *Daily Bulletin* 3/22/01, 4/25/01, and 8/15/01. Enacted

Aug. 22, 2001. Section pertaining to taking of deer is effective Oct. 1, 2001. Remainder of act is effective Aug. 22, 2001.

NEXT SESSIONS

Monday, August 27, 2001

HOUSE convenes at 6:00 p.m.

SENATE convenes at 7:00 p.m.

75: 2001/123

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 123 Vol. 2001, No. 123 Senate Legislative Day 123

Monday, August 27, 2001

BILLS INTRODUCED TODAY

None

AUG 29 2001
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RALEIGH

CALENDAR ACTION
August 2[illegible] 2001

NOTES
1. Amendments and committee substitutes adopted [illegible] are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or com[illegible]e substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates tha[illegible]ll has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0226 ALLOW PHARMACY BOARD TO ACQUIRE PROPERTY. 08-21-01	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
H1427 AMEND USE VALUE STATUTES. 08-22-01	H	PASSED 3RD READING
#S0109 REQUIRE EXPERIENCE FOR DEATH PENALTY CASES. 04-23-01	S	SIGNED BY GOV. 8/26/2001
	SR	CH. SL 2001-392
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS 04-25-01, 08-16-01, 08-22-01	H	AMEND PENDING #5
#S0206 TOURIST DIRECTIONAL SIGN PROGRAM. 04-10-01, 06-20-01, 08-01-01	S	SIGNED BY GOV. 8/26/2001
	SR	CH. SL 2001-383
#S0723 UNSOLICITED CHECKS TO SECURE LOANS. 04-25-01, 08-01-01	S	SIGNED BY GOV. 8/26/2001
	SR	CH. SL 2001-391
#S0729 MOTORCYCLE INSURANCE RATES. 07-10-01, 07-31-01, 08-08-01, 08-09-01	S	SIGNED BY GOV. 8/26/2001
	SR	CH. SL 2001-389
#S0842 BUSINESS ENTITY CHANGES. 05-24-01, 06-27-01, 07-26-01, 08-08-01	S	SIGNED BY GOV. 8/26/2001
	SR	CH. SL 2001-387
#S0885 UNSAFE BUILDINGS. 04-10-01, 08-08-01	S	SIGNED BY GOV. 8/26/2001
	SR	CH. SL 2001-386

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S0904 ENACT MORTGAGE LENDING ACT.	S	PRES. TO GOV. 8/24/2001
07-24-01, 07-25-01, 07-26-01, 08-13-01, 08-15-01		
#S0951 PREVENT UNNECESSARY FILING OF BRIEFS.	S	SIGNED BY GOV. 8/26/2001
	SR	CH. SL 2001-388
04-19-01, 07-31-01, 08-06-01		

LOCAL BILLS

S0348 CUMBERLAND COUNTY LOCAL ACT-1.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

None

LEGISLATION ENACTED

SL 2001-383 (S 206). TOURIST DIRECTIONAL SIGN PROGRAM. *AN ACT TO ESTABLISH A TOURIST-ORIENTED DIRECTIONAL SIGN (TODS) PROGRAM.* Summarized in *Daily Bulletin* 2/22/01, 4/10/01, 6/20/01, and 8/1/01. Enacted Aug. 26, 2001. Effective Jan. 1, 2002.

SL 2001-384 (H 1301). CLARIFY PETROLEUM LUST CLEANUP REQUIREMENTS. *AN ACT TO CLARIFY THE CIRCUMSTANCES IN WHICH LAND-USE RESTRICTIONS AND RECORDATION OF THOSE RESTRICTIONS IN THE OFFICE OF THE REGISTER OF DEEDS ARE REQUIRED IN CONNECTION WITH THE CLEANUP OF A RELEASE FROM A PETROLEUM UNDERGROUND STORAGE TANK IN ORDER TO PROTECT THE ENVIRONMENT AND PUBLIC HEALTH, TO ENSURE ENFORCEABILITY OF RESTRICTIONS, AND TO PROVIDE NOTICE TO SUBSEQUENT OWNERS OF THE PROPERTY; AND TO MAKE CONFORMING CHANGES TO RELATED STATUTES.* Summarized in *Daily Bulletin* 4/12/01 and 8/8/01. Enacted Aug. 26, 2001. Effective Sept. 1, 2001.

SL 2001-385 (H 1068). LONG-TERM CARE FACILITIES/QUALITY OF CARE. *AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO STUDY ISSUES RELATING TO LONG-TERM CARE; AND TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A QUALITY IMPROVEMENT CONSULTATION PROGRAM.* Summarized in *Daily Bulletin* 4/10/01, 4/23/01, 6/21/01, and 8/15/01. Enacted Aug. 26, 2001. Effective July 1, 2001.

SL 2001-386 (S 885). UNSAFE BUILDINGS. *AN ACT AMENDING CERTAIN STATUTES REGULATING UNSAFE BUILDINGS AND TO EXTEND THE TIME DURING WHICH COUNTIES MAY DISPOSE OF DWELLINGS AT PRIVATE SALE THAT WERE PURCHASED UNDER THE HAZARD MITIGATION GRANT PROGRAM.* Summarized in *Daily Bulletin* 4/4/01, 4/10/01, and 8/8/01. Enacted Aug. 26, 2001. Sections 1 and 2 are effective Aug. 26, 2001. Section 3 of this act is effective on and after July 31, 2001.

SL 2001-387 (S 842). BUSINESS ENTITY CHANGES. *AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA BUSINESS CORPORATION ACT, THE NORTH CAROLINA NONPROFIT CORPORATION ACT, THE NORTH CAROLINA LIMITED LIABILITY COMPANY ACT, AND THE LAWS GOVERNING PARTNERSHIPS.* Summarized in *Daily Bulletin* 4/4/01, 5/24/01, 6/27/01, 7/26/01, and 8/8/01. Enacted Aug. 26, 2001. Section 59A becomes effective Sept. 1, 2001. The remainder of this act is effective Jan. 1, 2002. The amendment to GS 105-232 set forth in Section 153 of this act is intended to be retroactive. Any act performed or attempted to be performed during the period of suspension of any corporation or limited liability company reinstated pursuant to GS 105-232(a) prior to Jan. 1, 2002, shall not be deemed to be invalid and of no effect under GS 105-230, subject to the rights of any person who reasonably relied on that person's prejudice on the suspension.

SL 2001-388 (S 951). PREVENT UNNECESSARY FILING OF BRIEFS. *AN ACT TO AMEND RULE 5 OF THE RULES OF CIVIL PROCEDURE TO ELIMINATE THE REQUIREMENT OF FILING OF BRIEFS OR*

MEMORANDA REGARDING DISPOSITIVE MOTIONS WITHIN FIVE DAYS OF SERVICE, AS RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION, AND TO ELIMINATE THE UNNECESSARY FILING OF COVER SHEETS. Summarized in *Daily Bulletin* 4/5/01, 4/19/01, 7/31/01, and 8/6/01. Enacted Aug. 26, 2001. Section 2 is effective Oct. 1, 2001. The remainder of this act is effective Aug. 26, 2001.

SL 2001-389 (S 729). MOTORCYCLE INSURANCE RATES. *AN ACT TO PROVIDE THAT RATES AND CLASSIFICATIONS FOR MOTORCYCLE THEFT AND PHYSICAL DAMAGE INSURANCE ARE TO BE ESTABLISHED BY THE CARRIERS THAT WRITE THOSE COVERAGES AND NOT BY THE NORTH CAROLINA RATE BUREAU; TO PROVIDE THAT THE RATE BUREAU RETAINS JURISDICTION OVER RATES AND CLASSIFICATIONS FOR MOTORCYCLE LIABILITY INSURANCE; AND TO PROVIDE THAT MOTORCYCLE LIABILITY INSURANCE IS STILL CEDABLE TO THE NORTH CAROLINA MOTOR VEHICLE REINSURANCE FACILITY.* Summarized in *Daily Bulletin* 3/29/01, 7/10/01, 7/31/01, 8/8/01, and 8/9/01. Enacted Aug. 26, 2001. Effective Jan. 1, 2002. Rates, rating systems, territories, classifications, and policy forms lawfully in use on Jan. 1, 2002, may continue to be used thereafter.

SL 2001-390 (H 1073). REGISTER OF DEEDS/BUSINESS REINSTATEMENT. *AN ACT TO CREATE AN AUTOMATION ENHANCEMENT AND PRESERVATION FUND AND EXPAND THE UNIFORM FEES FOR SERVICES CHARGED BY REGISTERS OF DEEDS, TO ENHANCE THE STANDARDS FOR INSTRUMENTS TO BE REGISTERED IN THE OFFICE OF THE REGISTER OF DEEDS, AND TO ALLOW THE SECRETARY OF STATE TO REINSTATE BUSINESS ENTITIES ADMINISTRATIVELY DISSOLVED BY THE SECRETARY.* Summarized in *Daily Bulletin* 4/10/01, 6/11/01, 6/13/01, 8/2/01, and 8/8/01. Enacted Aug. 26, 2001. GS 161-10(a)(4), as amended in Section 1 of this act, is effective retroactively to Jan. 1, 2001. The remainder of Section 1, Sections 2-4, and Section 15 become effective Jan. 1, 2002. Section 5 of this act becomes effective with respect to instruments executed on or after July 1, 2002. Sections 7-13 are effective Aug. 26, 2001, and apply retroactively to applications for reinstatement made on or after Dec. 1, 1999. The remainder of this act is effective Aug. 26, 2001.

SL 2001-391 (S 723). UNSOLICITED CHECKS TO SECURE LOANS. *AN ACT TO REQUIRE CERTAIN DISCLOSURE AND WARNING STATEMENTS ON UNSOLICITED CHECKS THAT, WHEN CASHED BY THE RECIPIENTS, OBLIGATE THE RECIPIENTS TO REPAY THE AMOUNT OF THE CHECKS PLUS INTEREST AND FEES.* Summarized in *Daily Bulletin* 3/29/01, 4/25/01, and 8/1/01. Enacted Aug. 26, 2001. Effective Oct. 1, 2001.

SL 2001-392 (S 109). REQUIRE EXPERIENCE FOR DEATH PENALTY CASES. *AN ACT TO REQUEST THE NORTH CAROLINA SUPREME COURT TO ADOPT RULES ESTABLISHING MINIMUM STANDARDS FOR DEFENSE ATTORNEYS, PROSECUTORS, AND JUDGES HANDLING CAPITAL CASES.* Summarized in *Daily Bulletin* 2/8/01 and 4/23/01. Enacted Aug. 26, 2001. Effective Aug. 26, 2001.

NEXT SESSIONS

Tuesday, August 28, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

G41
25:2001/124

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 124 Vol. 2001, No. 124 Senate Legislative Day 124

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AUG 29 2001
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Tuesday, August 28, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 28, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0115 PUBLIC CONFLICTS OF INTEREST.	H REPTD FAV TO CONCUR H CAL PURSUANT RULE 36(B)
03-01-01, 03-06-01, 08-07-01, 08-14-01	
H0168 CORPORATE ASSET TRANSFERS.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
08-28-01	
H0170 MULCH BLOWER FUEL TAX REFUNDS.	S REPTD FAV
06-05-01	
H0189 REPEAL FISHERIES SUNSETS/ EXTEND CORE SOUND MOR.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
08-28-01	
H0231 EDUCATION REVENUE ACT.	H WITHDRAWN FROM CAL H RE-REF COM ON FINANCE
08-23-01	
H0280 CONVENE SESSION EARLIER.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
04-09-01, 08-28-01	
H0381 MENTAL HEALTH SYSTEM REFORM.	SA AMEND ADOPTED #1 SA AMEND ADOPTED #2 S PASSED 2ND READING
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01	
H0435 GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES.	H REC TO CONCUR S COM SUB H CAL PURSUANT RULE 36(B)
08-22-01	
H0576 ABOLISH ALIEN. AFFECT./CRIM. CONV.-2.	S REPTD FAV

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H0904 INCREASE MISDEMEANOR CHILD ABUSE PENALTY.	S WITHDRAWN FROM CAL S RE-REF COM ON JUDICIARY I
H1257 STREAM IDENTIFICATION FOR BUFFER RULES. 04-24-01, 08-15-01	H PLACED ON CAL FOR 8/29/2001
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY. 05-30-01, 08-22-01	S REC FROM HOUSE S REF TO HEALTH CARE. IF FAV, RE-REF TO FINANCE
H1427 AMEND USE VALUE STATUTES. 08-22-01	S REC FROM HOUSE S REF TO COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
H1431 CAR PROPERTY TAX CREDIT. 08-07-01	S REPTD FAV
H1439 WATER AND SEWER AUTHORITIES. 07-26-01, 08-22-01	H PLACED ON CAL FOR 8/29/2001
S0061 BLANK APPROPRIATIONS BILL. 08-23-01, 08-28-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 8/28/2001 HA AMEND ADOPTED #1,#2,#3 H PASSED 2ND & 3RD READING
S0119 DISTRICT COURT ELECTIONS NONPARTISAN. 08-15-01, 08-22-01	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 8/29/2001
S0394 REVISE ADVISORY MEMBERS OF SBE. 07-19-01, 08-23-01	H WITHDRAWN FROM CAL H RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS. 04-25-01, 08-01-01, 08-08-01, 08-21-01	H PLACED ON CAL FOR 8/29/2001
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS. 08-28-01	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
S0866 PERSONS WITH DISABILITIES CHANGES.-AB 04-24-01, 04-25-01, 07-26-01, 08-21-01	H PLACED ON CAL FOR 8/29/2001
S0970 GRAPE GROWERS COUNCIL FUNDS. 08-22-01	H REC FROM SENATE H REF TO COM ON FINANCE

LOCAL BILLS

H0715 MECKLENBURG LOCAL TAX/COLISEUM AUTHORITY. 07-23-01, 08-22-01	H REC TO CONCUR S COM SUB H CAL PURSUANT RULE 36(B)
H0882 DUCK INCORPORATED/LOCAL DISTRIBUTIONS. 06-20-01, 08-22-01	S PASSED 3RD READING H REC TO CONCUR S COM SUB H PLACED ON CAL FOR 8/29/2001
S0433 FAIRVIEW INCORPORATED. 08-28-01	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED

S0551 WELDON ANNEXATION AGREEMENT.	H REC FROM SENATE H REF TO COM ON FINANCE
07-25-01 S0664 CITY OF MONROE PREPARED FOOD TAX.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
07-23-01, 08-28-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 61. CONTINUING BUDGET AUTHORIZATION. Intro. 2/6/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO CONTINUE TO THE BUDGET AUTHORITY FOR STATE GOVERNMENT; TO APPROPRIATE FUNDS FOR HEALTH AND HUMAN SERVICES BLOCK GRANTS, FOR NATURAL AND ECONOMIC RESOURCES BLOCK GRANTS, FOR COMMUNITY COLLEGE, UNIVERSITY AND PRIVATE COLLEGE ENROLLMENTS, FOR THE STATE HEALTH PLAN, FOR DEBT SERVICE ON STATE BONDS, TO CONTAIN MEDICAID COSTS AND REDUCE THE RATE OF GROWTH IN EXPENDITURES FOR PAYMENTS FOR MEDICAL SERVICES; TO PROVIDE FOR MEDICAID COST-CONTAINMENT ACTIVITIES; TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO IMPLEMENT A MEDICAID PROGRAM MANAGEMENT PLAN; TO ADOPT A MEDICAL COVERAGE POLICY UNDER THE STATE MEDICAID PROGRAM AND TO EXEMPT THE POLICY FROM RULE MAKING UNDER THE STATE ADMINISTRATIVE PROCEDURE ACT; TO APPROVE THE TANF STATE PLAN; TO EXTEND PAYMENTS FOR MEDICAL TREATMENTS AND SERVICES TO WORKERS' COMPENSATION PATIENTS; TO INCREASE TUITION RATES FOR THE COMMUNITY COLLEGES AND UNIVERSITIES; TO AUTHORIZE THE DEPARTMENT OF REVENUE TO BEGIN RECRUITING PERSONNEL FOR PROJECT COLLECT TAX; AND TO AUTHORIZE THE STATE TREASURER TO REPLACE THE OPTICAL IMAGING SYSTEM IN THE RETIREMENT SYSTEMS DIVISION.* Removes provisions in previous version relating to reimbursements to local governments for intangibles tax (Part 12); assistance to highest priority elementary schools (Part 13); reduction in kindergarten size (Part 14); "More at Four" pilot program (Part 15). Adds appropriation of $12,300,000 from General Fund to State Treasurer for debt service; authorizes Dep't of Revenue to recruit (but not hire) personnel for Project Collect Tax; appropriates $2,465,000 of State Treasurer receipts to replace optical imaging system as title indicates. Deletes provision in Section 2.1(g)(3) of previous version relating to evaluation of clients and families exempted from work participation requirements. Authorizes Div'n of Social Services to use up to $750,000 in TANF funds to complete the evaluation of Work First; and $75,000 to establish an administrative position to implement domestic violence services program. Adds new provisions in Section 2.1(z) delineating efforts to strengthen and enhance prevention and intervention programs directed at the reduction of HIV/AIDS, and requiring report on these efforts on March 15, 2002, to Senate Comm. on Health and Human Services, House Appropriations Subcommittee on Health and Human Services, and Fiscal Research Div'n. Authorizes use of up to $220,000 of any excess funds in the TANF Block Grant to increase the appropriation for the Work Central Career Advancement Center.

S 61. CONTINUING BUDGET AUTHORIZATION. Intro. 2/6/01. House amendments make the following changes to 3rd edition. Amendment number 1 revises section 10(c) to require nonresident tuition to be set at a rate to generate $30,864,857 in additional receipts in the 2001-2002 academic year, and to prohibit the Board of Governors from increasing tuition for in-state students for the 2001-2002 academic year. (Previous version required 9% across the board increase.) Does not affect campus-initiated tuition increases already in effect. Amendment number 2 amends section 6(b) to require that the medical coverage policy be published in the North Carolina Register. Amendment number 3 deletes provision in section 2.1(bb) which would have allocated excess TANF funds for specified project.

S 433. FAIRVIEW INCORPORATED. Intro. 3/13/01. Senate committee substitute makes the following changes to 1st edition. Changes boundary description; provides for initial elections in 2003 and 2005 instead of 2001 and 2003 (terms and staggering system remain the same, and same named individuals serve as appointed Mayor and

Town Council until elections); deletes provision concerning 2000-2001 fiscal year; and sets date of incorporation election as Nov. 6, 2001.

S 664. UNION/MONROE PREPARED FOOD TAX. Intro. 3/22/01. House committee substitute makes the following changes to 2nd edition. Adds Union County to coverage of bill. Authorizes county, after 10 days' public notice and a public hearing, to adopt a resolution levying a 1% prepared food tax (Monroe's authorization is changed to 1%; was, up to 1%). Monroe's authority to levy tax is suspended if Union County levies tax.

Rewrites penalty provision to provide that uniform meals tax penalty provisions of GS 153A-154.1 and 160A-214.1 apply to a tax levied under bill. Requires Union County to remit to each municipality in county the net proceeds (defined) of tax collected from retailers located within that municipality. Specifies purposes for which proceeds must be used (Monroe's purposes are unchanged).

S 790. GOOD FUNDS SETTLEMENT ACT REVISIONS. Intro. 4/3/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO REVISE THE GOOD FUNDS SETTLEMENT ACT TO CLARIFY THE AUTHORITY OF A SETTLEMENT AGENT TO DISBURSE SETTLEMENT PROCEEDS IN RELIANCE ON A DEPOSIT IN THE FORM OF A CHECK ISSUED BY AN AGRICULTURAL CREDIT ASSOCIATION OR IN THE FORM OF A CHECK DRAWN ON THE ACCOUNT OF OR ISSUED BY A LICENSED MORTGAGE BANKER.* Amends GS 45A-4 as title indicates. Amendment effective Jan. 1, 2002, refers to registered mortgage bankers posting required surety bond. Amendment effective July 1, 2002, incorporates reference to licensed mortgage banker under Ch. 53, Art. 19A.

HOUSE BILLS

H 168. CORPORATE ASSET TRANSFERS. Intro. 2/20/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO PERMIT A CORPORATION TO TRANSFER ASSETS TO A WHOLLY OWNED UNINCORPORATED ENTITY, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, AND TO MAKE TECHNICAL CHANGES TO HOUSE BILL 1073 AND SENATE BILL 842, AS ENACTED BY THE 2001 GENERAL ASSEMBLY.* Makes technical changes to laws as title indicates (referenced bills were enacted as SL 2001-390 and SL 387 and relate to limited liability companies and corporations).

H 189. TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT. Intro. 2/21/01. Senate committee substitute makes the following changes to 1st edition. Completely rewrites bill, changing title to *AN ACT TO AUTHORIZE THE COASTAL RESOURCES COMMISSION TO ADOPT TEMPORARY RULES TO ESTABLISH ADDITIONAL EXCEPTIONS TO THE 30-FOOT BUFFER REQUIREMENT ALONG PUBLIC TRUST AND ESTUARINE WATERS IN CERTAIN CIRCUMSTANCES AND TO ALLOW STRUCTURAL MODIFICATIONS TO PIERS TO PREVENT OR MINIMIZE STORM DAMAGE, AND TO EXTEND THE TIME THAT TEMPORARY RULES TO PROTECT WATER QUALITY AND RIPARIAN BUFFERS IN CERTAIN RIVER BASINS WILL REMAIN IN EFFECT SO AS TO ALLOW THE ENVIRONMENTAL MANAGEMENT COMMISSION ADDITIONAL TIME TO CONSULT WITH PERSONS WHO ARE INTERESTED IN OR MAY BE AFFECTED BY THE ADOPTION OF PERMANENT RULES TO REPLACE THOSE TEMPORARY RULES.* Authorizes Coastal Resources Comm'n to adopt temporary rules allowing as exceptions to 30-foot buffer requirement the construction of certain residential structures on lots platted before June 1, 1999, and the construction of nonwater dependent uses that have minimal impact on water quality, including fences. Authorizes Coastal Resources Comm'n to allow structural modifications to piers in existence on July 1, 2001, to prevent or minimize storm damage. Provides that temporary rules 15A NCAC 2B.0243 and 2B.0244 continue in effect until Sept. 1, 2003, (was, July 1, 2001) to allow Environmental Management Comm'n to consult further with business and industries, local governments, landowners, and other interested persons in the upper and lower Catawba River Basin as to the appropriate scope of permanent rules to protect water quality and riparian buffers in that river basin.

Also includes subsection stating that vested rights recognized under common law and certain statutes include the right to undertake and complete development in the Catawba River Basin without application of temporary rule 15A NCAC 2B.0243. Prohibits Environmental Management Comm'n and DEHNR from applying that temporary rule to development with vested rights recognized or established under statute prior to July 1, 2001, or to development with vested rights under common law prior to effective date of act if Comm'n has issued certification under GS 143B-282(a)(1)u. prior to July 1, 2001. States that Comm'n shall not adopt or enforce rules that confer or restrict vested right to undertake or complete development. States that intent of General Assembly

is to apply these provisions only to circumstances addressed in this subsection and that subsection does not establish precedent as to application of vesting under other zoning, land-use planning, or environmental program.

H 280. SESSION LENGTH LIMITS. Intro. 2/28/01. Senate amendment makes the following changes to 2nd edition. Changes title to read *AN ACT TO AMEND THE NORTH CAROLINA CONSTITUTION TO LIMIT THE LENGTH OF LEGISLATIVE SESSIONS, AND TO PROVIDE FOR AN EARLIER CONVENING OF THE GENERAL ASSEMBLY FOR ORGANIZATION.* Proposes a constitutional amendment and conforming statutory changes, subject to a referendum, as title indicates. If approved, session would begin on the first Wednesday in December after the election. Odd-number year ("long") sessions would be limited to 135 calendar days, beginning on the December date, with the possibility of extension by joint resolution for no more than 10 days. Tolls the numerical limit in the case of a mid-session adjournment of less than 30 days. Even number ("short") sessions would be limited to 60 calendar days. Session limit does not apply to sessions reconvened by the Governor under Art. III, Sec. 5 of the North Carolina Constitution. Amendment to be voted on at next statewide election.

H 381. MENTAL HEALTH SYSTEM REFORM. Intro. 3/1/01. Senate amendments make the following changes to 5th edition. Amendment # 1 makes largely technical changes to GS 122C-141, clarifying procedure for area authorities and county programs to obtain approval from Sec'y of DHHS to provide services directly. Amendment # 2 revises GS 122C-117(a)(7) to provide that Sec'y may (rather than must) appoint one member of search committees for area director.

NEXT SESSIONS

Wednesday, August 29, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

4: 2001/125

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 125 Vol. 2001, No. 125 Senate Legislative Day 125

Wednesday, August 29, 2001

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RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 29, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0168 CORPORATE ASSET TRANSFERS.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
08-28-01		
H0170 MULCH BLOWER FUEL TAX REFUNDS.	S	PASSED 2ND READING
06-05-01		
H0189 TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT.	S	PASSED 2ND READING
08-28-01		
H0231 EDUCATION REVENUE ACT.	H	PASSED 2ND READING
	H	RECONSIDERED 2ND READING
	H	AMEND FAILED #1,#2,#3,#4,#5
	H	PASSED 2ND READING
08-23-01, 08-28-01		
H0280 SESSION LENGTH LIMITS.	S	PASSED 2ND READING
04-09-01, 08-28-01		
H0351 UTILIZATION REVIEW AND GRIEVANCE CHANGES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-23-01, 08-29-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
06-19-01, 08-01-01, 08-29-01		
H0576 ABOLISH ALIEN. AFFECT./CRIM. CONV.-2.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 8/30/2001

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H1257 STREAM IDENTIFICATION FOR BUFFER RULES.	H	CONCURRED IN S/COM SUB
	H	RATIFIED
04-24-01, 08-15-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	H	PLACED ON CAL FOR 8/30/2001
04-24-01, 05-16-01, 08-21-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	PLACED ON CAL FOR 8/30/2001
08-23-01		
H1431 CAR PROPERTY TAX CREDIT.	S	PASSED 2ND READING
08-07-01		
S0061 CONTINUING BUDGET AUTHORIZATION.	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
	H	CONF COM APPOINTED
	S	CONF COM REPORTED
	S	CAL FOR IMMEDIATE CONSID
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	CAL FOR IMMEDIATE CONSID
	HA	CONF REPORT ADOPTED
	S	RATIFIED
08-23-01, 08-28-01, 08-29-01		
S0119 DISTRICT COURT ELECTIONS NONPARTISAN.	S	CONCURRED IN H/COM SUB
	S	RATIFIED
08-15-01, 08-22-01		
S0165 REVENUE LAWS TECHNICAL CHANGES.	H	AMEND RECON #1
	H	AMENDMENT WITHDRAWN #1
	HA	AMEND ADOPTED #2
	H	PASSED 2ND READING
03-20-01, 04-24-01, 08-16-01, 08-23-01, 08-29-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	H	AMEND FAILED #5
	H	PASSED 3RD READING
04-25-01, 08-16-01, 08-22-01		
S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE.	H	PLACED ON CAL FOR 8/30/2001
06-28-01, 08-23-01		
S0809 LIVABLE STATE MINIMUM WAGE.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
#S0904 ENACT MORTGAGE LENDING ACT.	S	SIGNED BY GOV. 8/29/2001
	SR	CH. SL 2001-393
07-24-01, 07-25-01, 07-26-01, 08-13-01, 08-15-01		

LOCAL BILLS

H0118 BELVILLE DEANNEXATION	S	PASSED 2ND READING
07-25-01		
H0882 DUCK INCORPORATED/LOCAL DISTRIBUTIONS.	H	CONCURRED IN S/COM SUB
	H	RATIFIED
06-20-01, 08-22-01		
S0348 CUMBERLAND COUNTY LOCAL ACT-1.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
08-29-01		
S0433 FAIRVIEW INCORPORATED.	S	PASSED 2ND READING
08-28-01		
S0664 UNION/MONROE PREPARED FOOD TAX.	H	PLACED ON CAL FOR 8/30/2001
07-23-01, 08-28-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 61. CONTINUING BUDGET AUTHORIZATION. Intro. 2/6/01. Conference report recommends the following changes to reconcile matters in controversy. Adopts Senate committee substitute (2nd ed.) with the following exceptions. Appropriates from General Fund to State Treasurer $12,300,000 for 2001-2002 fiscal year to pay debt service for bonds. Appropriates to State Treasurer from departmental receipts $2,465,000 for 2001-2002 fiscal year to replace optical imaging system used by Retirement Systems Div'n. Deletes provision for "More at Four" program and appropriation for that program. Changes title accordingly.

Authorizes Div'n of Social Services to use up to $750,000 in TANF funds to complete evaluation of Work First; deletes requirement that Div'n continue current evaluation to profile clients and families exempted from federal and state work participation requirements. Authorizes Div'n to use up to $75,000 to establish administrative position within Div'n to provide domestic violence services to Work First recipients; changes due date for submission of county plans on delivery of such services from Oct. 1 to Dec. 1, 2001.

Provides that it is intention of General Assembly to focus resources on strengthening and enhancing prevention and intervention programs directed at reduction of HIV/AIDS. Directs DHHS to coordinate education efforts with NC AIDS Advisory Council, NC Minority Health Advisory Council, and representatives of faith communities, nonprofit agencies, and specified state agencies. Requires DHHS to report on implementation on March 15, 2002, to Senate Appropriations Committee on Health and Human Services, House Appropriations Subcommittee on Health and Human Services, and Fiscal Research Division.

Authorizes DHHS to use not more than $3 million (was, $2 million) of Medicaid funds in each year of 2001-2003 biennium for administrative activities.

Appropriates from General Fund to Dep't of Revenue $1,947,323 for 2001-2002 fiscal year to implement Project Collect Tax; requires that funds be used to fill 39 personnel positions, effective Oct. 1, 2001.

Requires that teacher positions allocated to reduce kindergarten class size may used by local school administrative units to hire classroom teachers for kindergarten only.

S 165. REVENUE LAWS TECHNICAL CHANGES. Intro. 2/19/01. House amendment makes the following changes to 4th edition. Makes technical changes only.

S 348. INCREASE CUMBERLAND OCCUPANCY TAX. Intro. 3/6/01. Senate committee substitute makes the following changes to 1st edition. Changes title of blank bill to *AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO INCREASE ITS OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES TO ITS OCCUPANCY TAX*, and amends SL 1983, Ch. 983, to authorize Cumberland County to levy an additional room occupancy tax. Rate is up to 3% of the gross receipts derived from the rental of accommodations taxable under its other 3% occupancy tax authorization. County may not levy second tax unless it also levies first tax. Tax may not be levied earlier than 1/1/02, and is to be phased in with 1% maximum after 1/1/02, 2% maximum after 1/1/04, and 3% maximum after 1/1/05. County is to distribute 50% of net proceeds of new tax to the Fayetteville Area Convention and Visitors Bureau, and 50% to the Arts Council of Fayetteville/Cumberland County. Amends Ch. 983 to provide for administration of both taxes under uniform provisions in GS 153A-155, including its penalty provisions. Makes clarifying changes.

HOUSE BILLS

H 231. EDUCATION REVENUE ACT. Intro. 2/26/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO (1) ELIMINATE THE MARRIAGE TAX PENALTY FOR THE STANDARD DEDUCTION, (2) INCREASE THE TAX CREDIT FOR CHILDREN FROM $60 TO $100 PER CHILD, (3) PROVIDE A STABLE SOURCE OF REVENUE FOR LOCAL GOVERNMENTS BY AUTHORIZING A LOCAL OPTION, HALF-CENT SALES TAX, (4) REPEAL THE LOCAL TAX REIMBURSEMENTS PAID ANNUALLY TO LOCAL GOVERNMENTS, (5) PROVIDE A HOLD HARMLESS PAYMENT FOR THOSE COUNTIES AND MUNICIPALITIES WHOSE ESTIMATED GAIN FROM THE NEW SALES TAX WOULD BE LESS THAN 105%*

OF THEIR REPEALED REIMBURSEMENT AMOUNT, (6) ADD A NEW TAX BRACKET WITH AN ADDITIONAL ½% ON NET TAXABLE INCOME ABOVE $200,000 FOR THREE YEARS, (7) EQUALIZE TAXATION OF HEALTH MAINTENANCE ORGANIZATIONS AND MEDICAL SERVICE CORPORATIONS AT 1% OF GROSS PREMIUMS, (8) APPLY THE SAME SALES TAX RATE TO SPIRITUOUS LIQUOR THAT APPLIES TO OTHER ALCOHOLIC BEVERAGES, (9) ELIMINATE THE SPECIAL TAX BREAK FOR LUXURY VEHICLES, (10) EXEMPT VOLUNTEER FIRE AND RESCUE VEHICLES FROM HIGHWAY USE TAX, (11) EXEMPT CERTAIN ITEMS PURCHASED DURING A SPECIFIC PERIOD FROM THE SALES AND USE TAX, AND (12) ELIMINATE OTHER TAX LOOPHOLES AND CREDITS and makes the following additional changes: (1) deletes proposed ½% increase in statewide sales tax for 3 years; (2) deletes proposed state-earned income tax credit; (3) increases proposed maximum individual income tax rates from 8% to 8.25%; and changes effective date for proposed new 6% sales tax on spirituous liquor from Oct. 1, 2001, to Dec. 1, 2001.

H 351. UTILIZATION REVIEW AND GRIEVANCE CHANGES. Intro. 3/1/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO MAKE TECHNICAL AND SUBSTANTIVE CHANGES IN THE LAW GOVERNING MANAGED CARE UTILIZATION REVIEW AND GRIEVANCE PROCEDURES; TO CLARIFY THE DEFINITION OF "HEALTH CARE PROVIDER" IN THE PROMPT PAYMENT LAW; AND TO MAKE A CORRECTION IN THE DEFINITION OF HMO.* Amends the definition in GS 58-3-225(a)(4) to provide that health care provider includes individuals licensed under the laws of another state, and makes similar clarification in the definition in GS 58-50-61(a)(8) (utilization review). Amends GS 58-67-5(f) to change the definition of HMO to any person who undertakes to provide or arrange for the delivery of health care services (was, basic health care services).

H 359. VIATICAL SETTLEMENTS REWRITE. Intro. 3/1/01. Senate committee substitute makes the following changes to 3rd edition. Adds new GS 58-58-267 to require fraud warning in viatical settlement contracts and in purchase agreement forms and applications for viatical settlements. Adds new GS 58-58-268 requiring viatical settlement providers and brokers to have in place specified antifraud initiatives unless modified by Insurance Comm'r; provides that antifraud plans submitted to Comm'r are privileged and confidential, not public records, and not subject to discovery or subpoena in a civil or criminal action. Revises GS 78A-13 to specify the disclosures required in the offer and sale of viatical settlement contracts and at the time of the assignment, transfer, or sale of an insurance policy underlying a viatical settlement contract (was, as required by rule or order of Sec'y of State). Adds new GS 78A-14 regulating advertising of viatical settlement contracts. Revises GS 78A-49(a) to authorize Sec'y of State to prescribe suitability standards for investments in viatical settlement contracts. Revises GS 78A-56 concerning time in which purchaser of viatical settlement contract may rescind or cancel purchase agreement. Changes effective date from Jan. 1 to April 1, 2002.

LEGISLATION ENACTED

SL 2001-393 (S 904). ENACT MORTGAGE LENDING ACT. *AN ACT TO ENACT THE MORTGAGE LENDING ACT TO GOVERN MORTGAGE BROKERS AND BANKERS.* Summarized in *Daily Bulletin* 4/5/01, 7/25/01, 7/26/01, 8/13/01, and 8/15/01. Enacted Aug. 29, 2001. Section 8 is effective Aug. 29, 2001. The remainder of this act is effective July 1, 2002.

NEXT SESSIONS

Thursday, August 30, 2001

HOUSE convenes at 9:00 a.m.

SENATE convenes at 10:00 a.m.

G41
25:2001/126

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 126 Vol. 2001, No. 126 Senate Legislative Day 126

Thursday, August 30, 2001

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STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
August 30, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0170 MULCH BLOWER FUEL TAX REFUNDS.	S	PASSED 3RD READING
06-05-01		
H0189 TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT.	S	PASSED 3RD READING
08-28-01		
H0226 ALLOW PHARMACY BOARD TO ACQUIRE PROPERTY.	H	PLACED ON CAL FOR 9/3/2001
08-21-01		
H0231 EDUCATION REVENUE ACT.	HA	AMEND ADOPTED #6
	H	PASSED 3RD READING
08-23-01, 08-28-01, 08-30-01		
H0280 SESSION LENGTH LIMITS.	S	PASSED 3RD READING
04-09-01, 08-28-01		
H0351 UTILIZATION REVIEW AND GRIEVANCE CHANGES.	S	PASSED 2ND & 3RD READING
04-23-01, 08-29-01		
H0576 ABOLISH ALIEN. AFFECT./CRIM. CONV.-2.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/4/2001
H1257 STREAM IDENTIFICATION FOR BUFFER RULES.	H	PRES. TO GOV. 8/30/2001
04-24-01, 08-15-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	H	CONCURRED IN S/COM SUB
	H	RECONSIDERED CONCURRENCE
	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
04-24-01, 05-16-01, 08-21-01		

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H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	PASSED 2ND READING
08-23-01		
H1431 CAR PROPERTY TAX CREDIT.	S	PASSED 3RD READING
08-07-01		
H1439 WATER AND SEWER AUTHORITIES.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
07-26-01, 08-22-01, 08-30-01		
#S0061 CONTINUING BUDGET AUTHORIZATION.	S	PRES. TO GOV. 8/29/2001
	S	SIGNED BY GOV. 8/29/2001
	SR	CH. SL 2001-395
08-23-01, 08-28-01, 08-29-01		
S0119 DISTRICT COURT ELECTIONS NONPARTISAN.	S	PRES. TO GOV. 8/30/2001
08-15-01, 08-22-01		
S0165 REVENUE LAWS TECHNICAL CHANGES.	H	PASSED 3RD READING
03-20-01, 04-24-01, 08-16-01, 08-23-01, 08-29-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 8/30/2001
	S	FAILED CONCUR IN COM SUB
04-25-01, 08-16-01, 08-22-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
03-07-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	H	POSTPONED TO 9/6/2001
04-10-01, 08-15-01		
S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE.	H	PASSED 2ND READING
06-28-01, 08-23-01		
S0470 CLARIFY MV DEALER FRANCHISE LAWS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 08-14-01, 08-30-01		
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS.	H	PASSED 2ND & 3RD READING
04-25-01, 08-01-01, 08-08-01, 08-21-01		
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	H	PASSED 2ND & 3RD READING
04-24-01, 04-25-01, 07-26-01, 08-21-01		

LOCAL BILLS

H0118 BELVILLE DEANNEXATION	S	PASSED 3RD READING
07-25-01		
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/3/2001
08-29-01		
S0433 FAIRVIEW INCORPORATED.	S	PASSED 3RD READING
	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
08-28-01		
*S0664 UNION/MONROE PREPARED FOOD TAX.	HA	AMEND ADOPTED #1
	HF	FAILED 2ND READING
07-23-01, 08-28-01, 08-30-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 470. AMEND MV DEALER FRANCHISE LAWS. Intro. 3/15/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO AMEND THE MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAWS TO REQUIRE NOTICE OF ADDITIONAL CHARGES AGAINST DEALER'S ACCOUNTS; TO PROHIBIT A MANUFACTURER FROM VARYING THE PRICE OF NEW MOTOR VEHICLES BASED UPON VARIOUS FACTORS; TO ESTABLISH STANDARDS FOR MANUFACTURER REBATES AND INCENTIVES; TO PROHIBIT A MANUFACTURER OF RECREATION VEHICLES FROM OWNING A DEALERSHIP; TO PROHIBIT A MANUFACTURER FROM DISCRIMINATING AGAINST DEALERS; TO PROVIDE THAT PUNITIVE DAMAGES, ATTORNEYS' FEES, AND COSTS MAY BE AWARDED WHERE A VIOLATION OF THE LICENSING LAWS IS WILLFUL; TO PROVIDE THAT AN ASSOCIATION REPRESENTING DEALERS HAS STANDING; TO PROHIBIT THE ARBITRARY CHANGING OF A DEALER'S AREA OF RESPONSIBILITY; AND TO PROTECT DEALERS FROM REQUIREMENTS OR COERCION TO BUY SIGNS.* Further amends exception to GS 20-305(30) (statute prohibiting motor vehicle manufacturer from varying prices charged to its franchised dealers located in NC). Extends time period for exception to apply through Dec. 31, 2007 (present law, 2002; previous edition, 2004), and adds to exception's coverage, amendments to programs or policies that are consistent with the purpose and provisions of the existing program or policy. These and other amendments to GS 20-305(30) become effective March 1, 2003. All other sections of act are effective when they become law. <u>All sections apply to causes of action arising on or after the date they become effective</u>. (Last provision added.)

S 664. UNION/MONROE PREPARED FOOD TAX. Intro. 3/22/01. House amendment makes the following changes to 3rd edition. Authorizes the Union County Board of Commissioners and the Monroe City Council to jointly request a referendum on the question of whether to levy the 1% local prepared food tax specified in bill. Also authorizes Monroe City Council to request such a referendum if the county has not levied the 1% prepared food tax. Referendum is not required in order for tax to be levied by county or city. Specifies that tax may only be levied if the question of whether to levy a prepared food tax has not been defeated within five years in a referendum held as specified under bill.

HOUSE BILLS

H 231. EDUCATION REVENUE ACT. Intro. 2/26/01. House amendment makes the following changes to 3rd edition. Adds a new section to reduce the excise tax on liquor under GS 105-113.80(c) from 28% to 25%, effective Feb. 1, 2002.

H 1439. WATER AND SEWER AUTHORITY. Intro. 5/10/01. House amendment makes the following changes to 3rd edition. Deletes the word "only" in GS 162A-3.2(a) so that the authority to organize under the proposed statute is not exclusive.

LEGISLATION ENACTED

SL 2001-394 (H 882). DUCK INCORPORATED/LOCAL DISTRIBUTIONS. *AN ACT TO INCORPORATE THE TOWN OF DUCK, AND TO MODIFY THE FORMULA FOR DISTRIBUTING THE PROCEEDS OF THE LOCAL OCCUPANCY TAX AND LOCAL LAND TRANSFER TAX.* Summarized in *Daily Bulletin* 3/29/01, 6/20/01, and 8/22/01. Enacted Aug. 29, 2001. Effective Aug. 29, 2001.

SL 2001-395 (S 61). CONTINUING BUDGET AUTHORIZATION. *AN ACT TO CONTINUE THE BUDGET AUTHORITY FOR STATE GOVERNMENT; TO APPROPRIATE FUNDS FOR HEALTH AND HUMAN SERVICES BLOCK GRANTS, FOR NATURAL AND ECONOMIC RESOURCES BLOCK GRANTS, FOR COMMUNITY COLLEGE, UNIVERSITY, AND PRIVATE COLLEGE ENROLLMENTS, FOR THE STATE HEALTH PLAN, FOR DEBT SERVICE ON STATE BONDS, FOR IMMEDIATE ASSISTANCE TO THE HIGHEST PRIORITY ELEMENTARY SCHOOLS, AND FOR KINDERGARTEN CLASS SIZE REDUCTION, FOR HIRING*

REVENUE PERSONNEL FOR PROJECT COLLECT TAX; TO CONTAIN MEDICAID COSTS AND REDUCE THE RATE OF GROWTH IN EXPENDITURES FOR PAYMENTS FOR MEDICAL SERVICES; TO PROVIDE FOR MEDICAID COST-CONTAINMENT ACTIVITIES; TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO IMPLEMENT A MEDICAID PROGRAM MANAGEMENT PLAN; TO ADOPT A MEDICAL COVERAGE POLICY UNDER THE STATE MEDICAID PROGRAM AND TO EXEMPT THE POLICY FROM RULE MAKING UNDER THE STATE ADMINISTRATIVE PROCEDURE ACT; TO APPROVE THE TANF STATE PLAN; TO EXTEND PAYMENTS FOR MEDICAL TREATMENTS AND SERVICES TO WORKERS' COMPENSATION PATIENTS; TO INCREASE TUITION RATES FOR THE COMMUNITY COLLEGES AND UNIVERSITIES; TO AUTHORIZE THE STATE TREASURER TO REPLACE THE OPTICAL IMAGING SYSTEM IN THE RETIREMENT SYSTEMS DIVISION; AND TO DELAY REIMBURSEMENTS TO LOCAL GOVERNMENTS FOR THE INTANGIBLES TAX. Summarized in *Daily Bulletin* 8/23/01, 8/28/01, and 8/29/01. Enacted Aug. 29, 2001. Effective Aug. 29, 2001.

NEXT SESSIONS

Monday, September 3, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

G41
25:2001/127
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Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 127 Vol. 2001, No. 127 Senate Legislative Day 127

Monday, September 3, 2001

DOCUMENTS
WAREHOUSE
SEP 4 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
September 3, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0115 PUBLIC CONFLICTS OF INTEREST. 03-01-01, 03-06-01, 08-07-01, 08-14-01	H	PLACED ON CAL FOR 9/4/2001
H0327 REVISE TREASURER INVESTMENT AUTHORITY. 03-19-01, 03-27-01, 09-03-01	S SA	REPTD FAV COM SUBSTITUTE COM SUBSTITUTE ADOPTED
H0435 GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES. 08-22-01	H	PLACED ON CAL FOR 9/4/2001
#S0014 ELECTION REWRITE/COUNTING AND CANVASSING 04-16-01, 08-01-01, 08-14-01	S SR	SIGNED BY GOV. 8/30/2001 CH. SL 2001-398
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS. 04-25-01, 08-16-01, 08-22-01	S	CONF COM APPOINTED
S0470 AMEND MV DEALER FRANCHISE LAWS. 04-25-01, 08-14-01, 08-30-01	H	PLACED ON CAL FOR 9/4/2001
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS. 04-25-01, 08-01-01, 08-08-01, 08-21-01	S S	REC TO CONCUR H COM SUB PLACED ON CAL FOR 9/4/2001
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS. 08-28-01	H	PLACED ON CAL FOR 9/4/2001
S0866 PERSONS WITH DISABILITIES CHANGES.-AB 04-24-01, 04-25-01, 07-26-01, 08-21-01	S S	REC TO CONCUR H COM SUB PLACED ON CAL FOR 9/4/2001
#S1066 AMEND APPRAISERS ACT. 06-26-01, 07-12-01, 08-08-01	S SR	SIGNED BY GOV. 8/30/2001 CH. SL 2001-399

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LOCAL BILLS

H0715 MECKLENBURG LOCAL TAX/COLISEUM AUTHORITY.	H	PLACED ON CAL FOR 9/4/2001
07-23-01, 08-22-01		
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/4/2001
08-29-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 327. REVISE TREASURER INVESTMENT AUTHORITY. following changes to 3rd edition. Changes title to *AN ACT TO KE TECHNICAL AND CONFORMING CHANGES TO THE STATE TREASURER'S INVESTMENT HORITY AND TO GIVE THE STATE TREASURER MORE INVESTMENT FLEXIBILITY WITH RE MENT SYSTEMS' ASSETS.* (1) Amends GS 147-69.2(b) to allow investment in (a) obligations of any corp if they bear one of the four (now, three) highest ratings of at least one nationally recognized rating service an not bear a rating below the four (now, three) highest ratings by any nationally recognized rating service that es those securities, and (b) asset-backed securities that meet similar criteria with respect to rating. (2) A nds GS 147-69.2(b)(8) regarding investment of retirements systems' assets to limit investments under subdivi to no more than 65 percent of market value of all invested assets of those retirements systems. (3) Rewrites 147-69.2(b)(9) to allow investment of up to 5 percent of total market value of retirement systems' assets as ned in GS 147-69.2(b)(8) to be invested in limited partnership interests and interests in limited liability co nies whose primary purposes are to invest in public or private debt, public or private equity, or corporate bu transactions within or outside the US (4) Changes effective date from July 1 to Oct. 1, 2001. 3/1/01. Senate committee substitute makes the

LEGISLATION ENACTED

SL 2001-396 (H 1188). PROTECTION OF VOTER ROLL *AN ACT TO ALLOW PROTECTION OF VOTER RECORDS IN CASE OF DOMESTIC ABUSE PROTECTIVE ORDERS.* Summarized in *Daily Bulletin* 4/12/01, 4/24/01, and 8/9/01. Enacted Aug. 30, 2001. Effective Dec. 1 2001.

SL 2001-397 (H 972). UNC CAMPUS LAW ENFORCEMENT JURISDICTION. *AN ACT TO CLARIFY AND AMEND THE JURISDICTION AND AUTHORITY OF UNIVERSITY OF NORTH CAROLINA CAMPUS LAW ENFORCEMENT AGENCIES.* Summarized in *Daily Bulletin* 4/4/01. Enacted Aug. 30, 2001. Effective Aug. 30, 2001.

SL 2001-398 (S 14). ELECTION REWRITE/COUNTING AND CANVASSING. *AN ACT TO REWRITE ARTICLE 15 AND ARTICLE 16 OF CHAPTER 163 OF THE GENERAL STATUTES, AS RECOMMENDED BY THE ELECTION LAWS REVISION COMMISSION; AND TO MAKE CONFORMING CHANGES.* Summarized in *Daily Bulletin* 1/29/01, 4/16/01, 8/1/01, and 8/14/01. Enacted Aug. 30, 2001. Effective Jan. 1, 2002.

SL 2001-399 (S 1066). AMEND APPRAISERS ACT. *AN ACT TO AMEND THE LAWS REGULATING REAL ESTATE APPRAISERS.* Summarized in *Daily Bulletin* 4/5/01, 6/26/01, 7/12/01, and 8/8/01. Enacted Aug. 30, 2001. Section 3 is effective July 1, 2002. The remainder of this act becomes effective Oct. 1, 2001, except that the amendments made to GS 93E-1-5 by Section 1 of this act are effective with respect to appointments for terms beginning July 1, 2001, and after.

NEXT SESSIONS

September 4, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

,41
25:2001/128

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 128 Vol. 2001, No. 128 Senate Legislative Day 128

Tuesday, September 4, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 4, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0115 PUBLIC CONFLICTS OF INTEREST.	H CONCURRED IN S/COM SUB
03-01-01, 03-06-01, 08-07-01, 08-14-01	
H0164 ACCIDENT PREVENTION COURSE REDUCTION.	S REPTD FAV COM SUBSTITUTE
	SA COM SUBSTITUTE ADOPTED
09-04-01	
H0170 MULCH BLOWER FUEL TAX REFUNDS.	H RATIFIED
06-05-01	
H0189 TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT.	H REC TO CONCUR S COM SUB
	H CAL PURSUANT RULE 36(B)
08-28-01	
H0226 ALLOW PHARMACY BOARD TO ACQUIRE PROPERTY.	H CONCURRED IN S AMEND
08-21-01	
H0231 EDUCATION REVENUE ACT.	S REC FROM HOUSE
	S REF TO COM ON FINANCE
08-23-01, 08-28-01, 08-30-01	
H0232 BUDGET REVENUE PROVISIONS-2001	S WITHDRAWN FROM COMM
	S RE-REF COM ON FINANCE
06-19-01, 08-23-01	
H0280 SESSION LENGTH LIMITS.	H REC TO CONCUR S COM SUB
	H REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-09-01, 08-28-01	

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H0327 REVISE TREASURER INVESTMENT AUTHORITY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/6/2001
03-19-01, 03-27-01, 09-03-01		
H0351 UTILIZATION REVIEW AND GRIEVANCE CHANGES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-23-01, 08-29-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	SA	AMEND ADOPTED #3
	S	PASSED 3RD READING
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01		
H0435 GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES.	H	CONCURRED IN S/COM SUB
08-22-01		
H0576 ABOLISH ALIEN. AFFECT./CRIM. CONV.-2.	S	AMEND FAILED #1
	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON JUDICIARY II
H0623 BUILDING COMM. VOTE ON PUBLIC CONTRACTS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 9/4/2001
	S	PASSED 2ND & 3RD READING
09-04-01		
H1270 EASTERN BAND OF CHEROKEES' FULL FAITH AND CREDIT	S	REPTD FAV
04-24-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	S	CONF COM APPOINTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 9/6/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 9/6/2001
04-24-01, 05-16-01, 08-21-01, 09-04-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	PASSED 3RD READING
08-23-01		
H1427 AMEND USE VALUE STATUTES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
08-22-01, 09-04-01		
H1431 CAR PROPERTY TAX CREDIT.	H	RATIFIED
08-07-01		
H1439 WATER AND SEWER AUTHORITIES.	H	PASSED 3RD READING
07-26-01, 08-22-01, 08-30-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-09-01, 07-17-01, 07-26-01, 08-08-01		
S0165 REVENUE LAWS TECHNICAL CHANGES.	S	CONCURRED ON 2ND READING
03-20-01, 04-24-01, 08-16-01, 08-23-01, 08-29-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	H	CONF COM APPOINTED
04-25-01, 08-16-01, 08-22-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	PLACED ON CAL FOR 9/6/2001
03-07-01		
S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE.	H	PASSED 3RD READING
06-28-01, 08-23-01		
S0400 NO TAX ON NEWSPAPERS SOLD IN VENDING MACHINES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
07-12-01, 07-30-01, 09-04-01		
S0470 AMEND MV DEALER FRANCHISE LAWS.	H	AMEND FAILED #1
	H	PASSED 2ND READING
04-25-01, 08-14-01, 08-30-01		

S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS.	S	CONCURRED IN H/COM SUB
04-25-01, 08-01-01, 08-08-01, 08-21-01		
S0809 NORTHERN PIEDMONT REGIONAL SOLID WASTE STUDY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
09-04-01		
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
04-24-01, 04-25-01, 07-26-01, 08-21-01		
S1002 CAMPAIGN FINANCE ENFORCEMENT.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 9/6/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 9/11/2001
05-22-01, 08-06-01, 09-04-01		
S1007 STUDY ALTERNATIVE ENERGY SOURCES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
09-04-01		

LOCAL BILLS

H0118 BELVILLE DEANNEXATION	H	RATIFIED
07-25-01		
H0715 MECKLENBURG LOCAL TAX/COLISEUM AUTHORITY.	H	CONCURRED IN S/COM SUB
07-23-01, 08-22-01		
H0719 MAYODAN SATELLITE ANNEXATION.	H	REPTD FAV TO CONCUR
	H	CAL PURSUANT RULE 36(B)
04-05-01, 08-21-01		
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.	S	PASSED 2ND READING
08-29-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

Correction

S 247. REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE. The summary of the House Committee Substitute that appeared in the *Daily Bulletin* of Aug. 23, 2001, should have stated that the change in the reallocation for supplemental grants was from $37,451,955 to $35,612,523.

S 400. NO SALES TAX ON CERTAIN PUBLICATIONS. Intro. 03/12/01. House committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO TREAT NEWSPAPER VENDING MACHINES AS STREET VENDORS FOR SALES TAX PURPOSES, TO EXEMPT FREE CIRCULATION PUBLICATIONS FROM THE SALES TAX, AND TO DIRECT THE REVENUE LAWS STUDY COMMITTEE TO STUDY THE SALES AND USE TAX TREATMENT OF PUBLICATIONS*. Adds provision exempting free circulation publications, and sales of paper, ink, and other tangible personal property to commercial printers and publishers for use in making free circulation publications, from the sales tax. Exempts sales by printers of free circulation publications to the publishers of these publications. Defines "free circulation publications" to mean publications that are published on a periodic basis at recurring intervals and that are mailed or are distributed house-to-house, by street distributors,

in racks, or in any other manner at other locations without charge to the recipient. Directs the Revenue Laws Study Committee to study the sales and use tax exemptions that apply to publications and report its findings, together with any recommended legislation, to the 2003 Session of the General Assembly.
Act expires on Oct. 1, 2003.

S 809. NORTHERN PIEDMONT REGIONAL SOLID WASTE STUDY. Intro. 4/3/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO CREATE THE NORTHERN PIEDMONT REGIONAL SOLID WASTE MANAGEMENT PILOT STUDY COMMISSION.* Comm'n established to study the current mechanisms in place for units of local government to cooperatively manage solid waste on a regional basis and the potential regional management of solid waste generated in the northern piedmont region of the state. Comm'n to include the following seven members appointed by the Speaker of the House: (1) two members of the House, (2) one member nominated by the League of Municipalities, (3) one resident of Alamance County, (4) one resident of Forsyth County, (5) one resident of Randolph County, and (6) one resident of Stokes County. Remainder of Comm'n membership to consist of the following seven members appointed by the President Pro Tem. of the Senate: (1) two members of the Senate, (2) one member nominated by the Association of County Commissioners, (3) one resident of Caswell County, (4) one resident of Davidson County, (5) one resident of Guilford County, and (6) one resident of Rockingham County. Sets forth specific powers and duties of the Comm'n and directs the Comm'n to make an interim report to the 2002 Regular Session of the 2001 General Assembly prior to its convening and a final report to the 2003 General Assembly prior to its convening.

S 1007. STUDY ALTERNATIVE ENERGY SOURCES. Intro. [illegible]01. Senate committee substitute replaces blank bill. Changes title to *AN ACT TO ESTABLISH THE STUDY COMMISSION ON ALTERNATIVE ENERGY SOURCES.* Establishes Study Commission on Alternative Energy Sources, consisting of 20 members, including representatives of utility companies, consumers of electricity, agricultural interests, and the environmental community. Directs the comm'n to examine the availability and use of alternative energy sources in the state, including the use of biomass resources. Requires the comm'n to report its findings and any recommendations to the 2003 General Assembly, at which time the comm'n shall terminate. Of funds appropriated to the General Assembly, the Legislative Services Commission may allocate up to $25,000 for 2001-2002 and up to $25,000 for 2002-2003 for comm'n expenses.

HOUSE BILLS

H 164. ACCIDENT PREVENTION COURSE REDUCTION. Intro. 2/19/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO AUTHORIZE AUTOMOBILE INSURANCE PREMIUM DISCOUNTS FOR CERTAIN PERSONS WHO COMPLETE ACCIDENT PREVENTION COURSES. TO CLARIFY THE INSURANCE LAW BY PROVIDING THAT THE COMMISSIONER'S APPROVAL OR DISAPPROVAL OF A FILING IS NOT AN AGENCY DECISION WITH RESPECT TO PERSONS OTHER THAN THE FILER OR AN INTERVENOR IN THE FILING; AND TO EXTEND THE EFFECTIVE DATE FOR A LAW FACILITATING THE PURCHASE OF PERSONAL UMBRELLA INSURANCE.* Replaces proposed GS 58-36-66, containing detailed provisions for insurance premium rate reduction for completion of accident prevention course, with amendment to GS 58-36-30(d), providing that a downward deviation in rates for insureds 55 years of age or older may be conditioned on the successful completion of a motor vehicle accident prevention course that has been approved by the Commissioner of Motor Vehicles. Creates new GS 58-2-53 to provide that approval or disapproval of a filing with the Commissioner or Department under GS Ch. 58 is an agency decision under GS Ch. 150B only with respect to the person making the filing or any person that intervenes in the filing. Amends Section 4 of SL 2001-236 to change the effective date from Oct. 1, 2001, to Jan. 1, 2002.

H 381. MENTAL HEALTH SYSTEM REFORM. Intro. 3/1/01. Senate amendment makes the following changes to 5th edition. Clarifies that the phrase "within available resources," as used in GS Ch. 122C, means state funds appropriated and non-state funds and other resources appropriated, allocated, or otherwise made available for mental health, developmental disabilities, and substance abuse services.

H 623. PUBLIC CONSTRUCTION LAW CHANGES. Intro. 3/15/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO MAKE CHANGES IN THE LAWS GOVERNING THE PUBLIC CONSTRUCTION LAWS TO PROVIDE FOR EFFICIENCIES AND FLEXIBILITY IN BUILDING*

DESIGN, CONSTRUCTION, AND PLAN REVIEW, TO PROMOTE ENERGY EFFICIENCY IN STATE-OWNED BUILDINGS, AND TO AMEND THE LAW GOVERNING LANDSCAPE SERVICES, and rewrites bill as follows.
GS 143-128-Revises GS 143-128 to authorize the state, counties, municipalities, and other public bodies to award contracts for the erection, construction, alteration, or repair of buildings pursuant to any of 5 methods, as they choose: separate-prime bidding (currently available); single-prime bidding (currently available with limitations); dual bidding (where both separate-prime and single-prime bids are received, and the public body is free to choose the lowest responsible bidder from either set of bids; only schools may currently use); construction management services contracts (not currently available); and alternative contracting methods authorized by the State Building Comm'n pursuant to GS 143-135.26(9) (currently available). Separate specifications for separate branches of work need only be drawn if the contract is to be bid under either the separate-prime or the dual bidding system. These provisions apply to contracts of over $300,000 (now, $100,000), except that provisions regarding minority contracting apply to contracts over $100,000 (present dollar limit).

Construction Management. Defines construction management services and construction manager, and provides that selection of a construction manager (CM) is subject to the guidelines in GS Ch. 143, Art.3D. CM must provide construction management services for a project throughout the preconstruction and construction phases and must be licensed as a general contractor if those services are provided at risk. Specifies that design services must be provided by a licensed architect or engineer who contracts directly with owner. CM contracts directly with public entity for all construction and guarantees cost of project. CM publicly advertises project as required by GS 143-129, and prequalifies and receives bids from prequalifying subcontractors. CM may only do work itself in limited, specified circumstances. Bids are opened publicly, with CM acting as public entity's fiduciary in opening and awarding them. Public entity opens and reviews all bids with CM Public entity may require a different subcontractor be selected for any portion of the work so long as CM is compensated for any additional cost. Award standard is lowest responsible bidder, taking into consideration quality, performance, the time specified in the bids for performance of the contract, the cost of construction oversight, time for completion, and other factors deemed appropriate by the public entity and advertised as part of the bid solicitation (new factors not found in current formal bid award standard). If bids are awarded by CM method, public entity must make a dispute resolution process available to subcontractors, which may include the dispute resolution process adopted by the State Building Comm'n under GS 143-135.26(12). Requires CM to make a good faith effort to recruit and select minority businesses, as defined in GS 143-128(f) for participation in total value of contracts awarded; sets 12.5% goal for state, and other public owners set own goals under GS 143-128(f). Public entity must adopt written guidelines specifying what CM must do to ensure a good faith effort, and CM must file an affidavit after subcontractor bidding attesting that it has done so.

All governmental entities may participate in dual bidding under bill, and separate-prime bids must be submitted one hour (now, three hours) prior to the deadline for the submission of single-prime bids. Deletes requirement that bids may not be opened unless the unit receives a bid from at least one general contractor under the separate-prime system.

Makes clear that all building contractors must submit affidavits to the awarding authority that they have made a good faith effort under GS 143-128(f) (minority recruitment). Failure to file the affidavit is grounds for rejection of the bid or proposal. Adds State Building Commission's dispute resolution process to those that the public body may provide for in the contract documents whenever separate contracts are awarded and separate contractors engaged.

GS 143-129-Increases formal bidding limit for construction contracts to $300,000 from $100,000. Increases formal bidding limit for purchases to $90,000 from $50,000. Provides that contracts subject to GS Ch. 143, Art. 3D (currently, contracts for architectural, engineering, and services) are not subject to GS Ch. 143, Art. 8 (the bidding article).

GS 133-1.1(a)-Increases the minimum dollar amounts above which contracts involving the expenditure of public funds for buildings, utilities, etc., must use a licensed engineer or architect, to $300,000 from $100,000 for the repair of public buildings where major structural change in framing or foundation support systems is not included; to $135,000 from $45,000 for such repairs where such change is included; and to $135,000 from $45,000 for the construction of, or additions to, public buildings or state-owned and operated utilities.

GS 44A-26(a)-Increases the threshold at which performance and payment bonds are required. They are required of any contractor with a contract more than $50,000, when the project exceeds $300,000. (Limits were $15,000 and $100,000, respectively.) Makes conforming changes.

The University of North Carolina. Amends GS 116-31.11(a) to increase UNC Board of Governors' authorization under that statute concerning fee negotiations, contracts, and capital improvements from $500,000 to $2,000,000, and amends GS 143-341(3) (Dep't of Administration's architecture and engineering powers) to specify that (3) does not apply to the design, construction, or renovation of projects by UNC under GS 116-31.11, except for (3)b.(assistance to agencies in preparing appropriation requests) and (3)b1. (feasibility of statement of needs). Amends GS 133-1.1(d) to specify that the provisions of that statute (requiring a registered architect or engineer) do not apply to various specified UNC projects that are subject to specified policies and that are inspected by the State Electrical Inspector and by some part or affiliate of UNC as specified. Repeals GS 143-64.34, which took effect July 1, 2001, and reenacts prior GS 143-64.34, along with 143-135.3, 150B-1(f), and 143-135.1, all as they were enacted in SL1997-412.

State Building Comm'n. Adds to powers and duties of Comm'n the following: (1) To adopt rules for coordinating the plan review, approval, and permit process for community college buildings, with specified time frames including submission of plans to State Construction Office. (2) To adopt rules exempting specified types of state capital improvement projects, including community college buildings, from plan review if plans have been reviewed and sealed by licensed architect, engineer, or both, as appropriate. (3) To adopt rules, no later than Jan. 1, 2002, governing review and final approval of plans that are submitted to the State Construction Office pursuant to GS 58-31-40 (fire safety approval). (4) To direct the Dep't of Administration in the development of guidelines for agency evaluation of energy savings contracts pursuant to new GS 143-64.17F (state agencies must use such contracts when feasible). (5) To develop dispute resolution procedures, including mediation, for subcontractors under the single-prime contracting system and under the construction management system on state capital improvement projects and community college buildings, for use by any agency that has not developed its own process. (6) To adopt rules governing the use of open-end design agreements for state capital improvement projects and community college buildings, where the fee does not exceed amount specified in GS 143-64.34(b).

GS 58-31-40. Places specific time limits on Comm'r of Insurance's review of building plans for fire safety pursuant to statute. Provides owner with two-step remedy process if Comm'r does not act in a timely manner, culminating in review and final approval by State Construction Office.

Guaranteed Energy Savings Contracts. Adds state agencies, boards, and commissions to the coverage of GS CH. 143, Art. 3B, Part 2. Requires state governmental units, including state universities, to evaluate the use of such contracts in reducing energy costs and authorizes their use when feasible and practical. Dep't of Administration is to develop guidelines for agency evaluation of contracts. Directs Dep't to develop a plan for establishing and implementing an energy efficiency goal for all state buildings. The Dep't is to report the plan to the General Assembly no later than May 1, 2002, by filing copies with the Office of the President Pro Tem. of the Senate, the Office of the Speaker of the House of Representatives, the legislative Fiscal Research Division, and the Legislative Library.

Miscellaneous. Revises definition of landscape architecture in GS 89A-1(3). Directs State Board of Examiners for Engineers and Surveyors and Board of Landscape Architects to meet and confer to identify areas of overlap or common practice and to consider means for resolving disputes concerning specified matters. They are to present a joint written report to General Assembly by April 30, 2002.

Authorizes New Hanover Regional Medical Center to use force account qualified personnel on its payroll to maintain, repair, renovate, and improve hospital and medical facilities that it owns or manages, if it does so under specified conditions; despite GS Ch. 143, Art. 8, which places a dollar limit on the use of such labor. This last provision expires Dec. 31, 2007. Repeals expiration dates and other limitations on certain local bills having to do with construction.

UNC provisions become effective July 1, 2001. Amendment to GS 58-31-40 becomes effective Jan. 1, 2002. Remainder of bill is effective when it becomes law.

H 1272. ENERGY CONSERVATION/PILOT PROGRAM. Intro. 4/12/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Adopts Senate Committee Substitute of 5/16/01, 4th ed. engrossed 8/21/01, with the exception that the effective date is changed from July 1, 2001, to Oct. 1, 2001.

H 1427. AMEND USE VALUE STATUTES. Intro. 5/8/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO AMEND CERTAIN USE VALUE DEFINITIONS; TO PERMIT A CHANGE OF OWNERSHIP WITH CONTINUED QUALIFICATION FOR DEFERRED TAX STATUS; TO PROVIDE AN OPTION FOR REPAYMENT OF ANY DEFERRED TAXES; TO ESTABLISH THE USE VALUE AND LAND TAXATION STUDY COMMISSION; AND TO MAKE CONFORMING CHANGES.* Makes technical changes only.

NEXT SESSIONS

HOUSE convenes at 10:00 a.m., Thursday, September 6, 2001

SENATE convenes at 10:00 a.m., Wednesday, September 5, 2001

25: 2001/129

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

Vol. 2001, No. 129 Senate Legislative Day 129

Wednesday, September 5, 2001

N.C. DOCUMENTS CLEARINGHOUSE
SEP 5 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 5, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

```
H0164 ACCIDENT PREVENTION COURSE REDUCTION.     S  PASSED 2ND & 3RD READING
 09-04-01
H1270 EASTERN BAND OF CHEROKEES' FULL FAITH     S  WITHDRAWN FROM CAL
      AND CREDIT                                S  PLACED ON CAL FOR 9/6/2001
 04-24-01
S0165 REVENUE LAWS TECHNICAL CHANGES.           S  CONCURRED ON 3RD READING
 03-20-01, 04-24-01, 08-16-01, 08-23-01, 08-29-01
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LOCAL BILLS

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S0348 INCREASE CUMBERLAND OCCUPANCY TAX.        S  PASSED 3RD READING
 08-29-01
```

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 1002. CAMPAIGN FINANCE ENFORCEMENT. Intro. 4/5/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Amends GS 163-278.27 to make it misdemeanor to intentionally (was, intentionally and willfully) violate campaign disclosure laws.

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NEXT SESSIONS

Thursday, September 6, 2001

HOUSE convenes at 10:00 a.m.

SENATE convenes at 10:00 a.m.

25:2001/130

Daily Bulletin

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House Legislative Day 129 Vol. 2001, No. 130 Senate Legislative Day 130

Thursday, September 6, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1464	HONORING THE LIFE AND MEMORY OF LISTON B. RAMSEY		RULES	JOINT RES

N.C. DOCUMENTS
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SEP 6 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1464. HONORING THE LIFE AND MEMORY OF LISTON B. RAMSEY. *HONORING THE LIFE AND MEMORY OF LISTON B. RAMSEY, FORMER SPEAKER AND MEMBER OF THE HOUSE OF REPRESENTATIVES.* As title indicates.
Intro. by Haire.
Ref. to Rules JOINT RES

CALENDAR ACTION
September 6, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0115 PUBLIC CONFLICTS OF INTEREST.                H  RATIFIED
 03-01-01, 03-06-01, 08-07-01, 08-14-01
H0189 TEMPORARY RULES/COASTAL RESOURCES &          H  PLACED ON CAL FOR 9/10/2001
      ENV. MGT.
 08-28-01
H0226 ALLOW PHARMACY BOARD TO ACQUIRE              H  RATIFIED
      PROPERTY.
 08-21-01
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H0232 BUDGET REVENUE PROVISIONS-2001	S	REPTD FAV COM SUBSTITUTE
	S	COM SUBSTITUTE ADOPTED
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/11/2001
06-19-01, 08-23-01, 09-05-01		
H0327 REVISE TREASURER INVESTMENT AUTHORITY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/11/2001
03-19-01, 03-27-01, 09-03-01		
H0351 UTILIZATION REVIEW AND GRIEVANCE CHANGES.	H	PLACED ON CAL FOR 9/10/2001
04-23-01, 08-29-01		
H0355 STATE BUILDING CODE CHANGES.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 9/10/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 9/10/2001
04-16-01, 07-18-01, 09-06-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01		
H0435 GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES.	H	RATIFIED
08-22-01		
H0623 PUBLIC CONSTRUCTION LAW CHANGES.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
09-04-01		
H0943 DISCONTINUED MEMBERSHIP SERVICE.	S	REPTD FAV COM SUBSTITUTE
	S	COM SUBSTITUTE ADOPTED
	S	PASSED 2ND READING
09-05-01		
H1270 EASTERN BAND OF CHEROKEES' FULL FAITH AND CREDIT	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON JUDICIARY I
04-24-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	HA	CONF REPORT ADOPTED
04-24-01, 05-16-01, 08-21-01, 09-04-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
08-23-01		
H1439 WATER AND SEWER AUTHORITIES.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
07-26-01, 08-22-01, 08-30-01		
S0165 REVENUE LAWS TECHNICAL CHANGES.	S	RATIFIED
03-20-01, 04-24-01, 08-16-01, 08-23-01, 08-29-01		
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	S	REPTD FAV COM SUBSTITUTE
	S	COM SUBSTITUTE ADOPTED
	S	PASSED 2ND READING
09-05-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	H	CONF COM APPOINTED
04-25-01, 08-16-01, 08-22-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	POSTPONED TO 9/11/2001
03-07-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-10-01, 08-15-01, 09-06-01		

S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 9/10/2001
06-28-01, 08-23-01		
S0470 AMEND MV DEALER FRANCHISE LAWS.	H	AMEND FAILED #2
	H	PASSED 3RD READING
04-25-01, 08-14-01, 08-30-01		
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS.	S	RATIFIED
04-25-01, 08-01-01, 08-08-01, 08-21-01		
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS.	H	PASSED 2ND & 3RD READING
08-28-01		
S0866 PERSONS WITH DISABILITIES CHANGES.-AB	H	CONF COM APPOINTED
04-24-01, 04-25-01, 07-26-01, 08-21-01		
S1002 CAMPAIGN FINANCE ENFORCEMENT.	H	POSTPONED TO 9/11/2001
05-22-01, 08-06-01, 09-04-01		

LOCAL BILLS

H0715 MECKLENBURG LOCAL TAX/COLISEUM AUTHORITY.	H	RATIFIED
07-23-01, 08-22-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 181. PASS-THROUGH ENTITY/HOUSING TAX CREDIT. Intro. 2/19/01. Senate committee substitute makes the following changes to 1st edition. Adds amendment to GS 105-129.17(a) to provide that the credit for low-income housing is allowed against the gross premiums tax levied against insurance companies.

S 241. HEALTH INSURANCE TERMINATION NOTICE. Intro. 2/26/01. House amendment makes the following changes to 3rd edition. Amends the definition of "insurance fiduciary" to include persons responsible for funding a group health plan. Clarifies that no insurance fiduciary shall terminate a plan by willfully failing to fund it. Provides that the bill does not apply when an individual person covered by a plan ceases to make contributions. Makes other technical changes.

HOUSE BILLS

H 232. BUDGET REVENUE PROVISIONS. Intro. 2/26/01. Senate committee substitute makes the following changes to 3rd edition. Adds the following language to the bill's title: *AUTHORIZE THE COMMISSIONER OF LABOR TO ESTABLISH CERTAIN FEES; MAKE TECHNICAL AND CLARIFYING CHANGES TO THE FRANCHISE TAX.* Repeals GS 95-105, which sets out fees to be charged by Comm'r of Insurance for elevator inspections, and 95-106, which sets out fees to be charged by comm'r for amusement device inspections. Adds new GS 95-110.5(20), permitting comm'r to establish fees, not to exceed $200, for inspections of elevators; and adds new GS 95-111.4(19), permitting comm'r to establish fees, not to exceed $250, for inspections of amusement devices. Amends GS 105-122(d1), regarding credits against the corporate franchise tax, to remove reference to credit claimed under GS Chapter 105, Article 4, Part 5.

Modifies proposed amendment to GS 105-163.6, so as to require monthly returns of withheld taxes from employers who withhold an average of $250 a month (originally, $100 a month). Changes effective date for accelerating sales and use tax distributions to local governments from July 1, 2002, to July 1, 2003.

H 355. STATE BUILDING CODE CHANGES. Intro. 3/1/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Adds provision terminating on June 30, 2002, new GS 150B-21.1(a6), which permits Manufactured Housing Board to adopt temporary rules regarding continuing education. Rewrites change to definition of "Code" under GS 143-151.8 (Code Officials Qualification Board), to delete reference to standard adopted by Comm'r of Insurance pursuant to GS 143-146(e) and to replace it with reference to standards adopted by Comm'r pursuant to GS 143-143.15(a).

H 943. DISCONTINUED SERVICE RETIREMENT ALLOWANCE. Intro. 4/2/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO AUTHORIZE DISCONTINUED SERVICE RETIREMENT ALLOWANCES UNDER THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM*. Adds new GS 128-27(a2) for purpose indicated in title. Provides that member of retirement system whose employment with participating employer is terminated as a result of termination event, as defined in subsection, may be allowed discontinued service retirement allowance, provided that allowance is approved by terminated member's participating employer and reemployment with that particular employer is not available to member at time of termination event. Sets out qualifications to receive allowance and required lump-sum payment to be made by member.

LEGISLATION ENACTED

SL 2001-401 (H 118). BELVILLE DEANNEXATION. *AN ACT TO REMOVE CERTAIN DESCRIBED PROPERTIES FROM THE CORPORATE LIMITS OF THE TOWN OF BELVILLE.* Summarized in *Daily Bulletin* 2/15/01 and 7/25/01. Enacted Sept. 4, 2001. This act is effective when it becomes law, but does not affect the validity of any tax liens for the 2001-2002 fiscal year, and ad valorem taxes for that fiscal year shall remain payable as if this act had not be enacted. Effective Sept. 4, 2001.

NEXT SESSIONS

Monday, September 10, 2001

HOUSE convenes at 6:00 p.m.

SENATE convenes at 7:00 p.m.

341
25: 2001/131

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 130 Vol. 2001, No. 131 Senate Legislative Day 131

Monday, September 10, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
S 1104	HONORING NORTH CAROLINIANS WHO SIGNED U.S. CONSTITUTION		RULES	SENATE RES

U.S. DOCUMENTS
CLEARINGHOUSE
SEP 13 2001
STATE LIBRARY OF NORTH CAROLINA
RALEIGH

SUMMARIES OF BILLS INTRODUCED TODAY

SENATE BILLS

S 1104. HONORING NORTH CAROLINIANS WHO SIGNED U.S. CONSTITUTION. *HONORING THE NORTH CAROLINIANS WHO SIGNED THE UNITED STATES CONSTITUTION AND RECOGNIZING SEPTEMBER 17-23, 2001, AS CONSTITUTION WEEK IN THIS STATE.* As title indicates.
Intro. by Rand.
Ref. to Rules SEN RES

CALENDAR ACTION
September 10, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0164 ACCIDENT PREVENTION COURSE REDUCTION.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
09-04-01		
H0189 TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT.	H	PLACED ON CAL FOR 9/11/2001
08-28-01		
H0351 UTILIZATION REVIEW AND GRIEVANCE CHANGES.	H	CONCURRED IN S/COM SUB
04-23-01, 08-29-01		

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H0355 STATE BUILDING CODE CHANGES.	H CONF REPORT ADOPTED 2ND SA CONF REPORT ADOPTED
04-16-01, 07-18-01, 09-06-01	
H0688 TURFGRASS FERTILIZER ASSESSMENT.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
05-02-01, 09-10-01	
H0904 INCREASE MISDEMEANOR CHILD ABUSE PENALTY.	S REPTD FAV
H0943 DISCONTINUED MEMBERSHIP SERVICE.	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 9/17/2001
09-05-01	
H1147 HOSPITAL TEMPORARY BED INCREASES.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
04-23-01, 09-10-01	
S0017 ELECTION REWRITE/BALLOTS AND VOTING	H PLACED ON CAL FOR 9/11/2001
04-09-01, 07-17-01, 07-26-01, 08-08-01	
#S0119 DISTRICT COURT ELECTIONS NONPARTISAN.	S SIGNED BY GOV. 9/6/2001 SR CH. SL 2001-403
08-15-01, 08-22-01	
S0165 REVENUE LAWS TECHNICAL CHANGES.	S PRES. TO GOV. 9/7/2001
03-20-01, 04-24-01, 08-16-01, 08-23-01, 08-29-01	
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	S PASSED 3RD READING
09-05-01	
S0241 HEALTH INSURANCE TERMINATION NOTICE.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 9/11/2001
04-10-01, 08-15-01, 09-06-01	
S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE.	S CONCURRED IN H/COM SUB
06-28-01, 08-23-01	
S0470 AMEND MV DEALER FRANCHISE LAWS.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 9/18/2001
04-25-01, 08-14-01, 08-30-01	
S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS.	S PRES. TO GOV. 9/7/2001
04-25-01, 08-01-01, 08-08-01, 08-21-01	
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 9/11/2001
08-28-01	
S0890 MONEY TRANSMITTERS ACT.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
05-16-01, 07-30-01, 08-23-01, 09-10-01	
S0970 GRAPE GROWERS COUNCIL FUNDS.	H REPTD FAV H CAL PURSUANT RULE 36(B)
08-22-01	
S1054 JUDICIAL CAMPAIGN REFORM ACT.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S RE-REF COM ON FINANCE
09-10-01	

LOCAL BILLS

H0719 MAYODAN SATELLITE ANNEXATION.	H PLACED ON CAL FOR 9/11/2001
04-05-01, 08-21-01	
S0035 MECKLENBURG COUNTY LOCAL ACT.	S WITHDRAWN FROM COMM S RE-REF COM ON FINANCE

S0348 INCREASE CUMBERLAND OCCUPANCY TAX. H REC FROM SENATE
H REF TO COM ON FINANCE

08-29-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 890. MONEY TRANSMITTERS ACT. Intro. 4/5/01. House committee substitute makes the following changes to 4th edition. Makes technical change only.

S 1054. JUDICIAL CAMPAIGN REFORM ACT. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Completely rewrites bill, changing title to *AN ACT TO REFORM THE METHOD OF ELECTING SUPREME COURT JUSTICES AND COURT OF APPEALS JUDGES AND TO ESTABLISH A FAIR ELECTIONS FUND THAT PROVIDES CANDIDATES FOR THESE OFFICES WITH AN ALTERNATIVE MEANS OF FINANCING THEIR CAMPAIGNS.*

Creates new Article 22D in GS Ch. 163 establishing Fair Elections Fund as source of campaign financing for candidates for Supreme Court and Court of Appeals in elections beginning in 2004. Makes State Board of Elections administrator of Fund and designates monies to be deposited in Fund (see GS 163-278.63 for itemized list). Allows candidates to receive campaign funds from Fund if they (1) obtain not less than the minimum qualifying contributions (20 times the filing fee) and not more than the maximum qualifying contributions (45 times the filing fee); and (2) obtain the signatures of at least 1000 registered voters on a petition of support. Provides that sitting justices and judges need not comply with these requirements. Imposes certain limits on candidates' contributions and expenditures as condition of receiving distributions from Fund (see GS 163-278.64(d) for itemized list). Designates amounts to be distributed in primaries and general elections. Provides that unaffiliated and new-party candidates are eligible for revenues from Fund in general elections but not primaries. Requires submission of financial reports to Board by participating candidates; also requires reports in certain circumstances by candidates who are not receiving money from Fund and by entities making independent expenditures in support of or in opposition to candidate who is receiving money from Fund. Provides for "rescue funds" for candidate who is receiving money from Fund when opponent's expenditures exceed trigger amount.

Establishes Advisory Council for Fair Elections Fund under Board to advise Board on administration of Fund Provides for two appointments by Governor from list of individuals nominated by state chair of political party with greatest number of registered voters; two appointments by Governor from list of individuals nominated by state chair with second greatest number of registered voters; and one member by unanimous vote of all members of Board.

Provides for civil penalty of $10,000 per violation of act or three times amount of any financial transactions involved in violation, whichever is greater. Also provides that candidate found in violation of act may be required to return amounts distributed by Fund.

Limits amount of contributions that any candidate for Supreme Court or Court of Appeals may receive and amount contributor may make (see GS 163-278.13(e2) for itemized list of restrictions).

Amends GS 105-41 to require attorneys who do not opt out to pay as part of license fee additional $50 to fund Fair Elections Fund. Adds new GS 105-159.2 allowing taxpayers to designate $1 of their taxes for Fund.

Provides for election of appellate judges by nonpartisan ballot, with different section number depending on whether S 17 becomes law.

Provides that distributions from Fund shall begin in 2004 election year; gives other provisions various effective dates prior to 2004 election year.

HOUSE BILLS

H 688. TAX REVENUE FOR TURFGRASS RESEARCH. Intro. 3/19/01 House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO TAX THE SALES OF FERTILIZERS AND SEED TO NONFARMERS AND TO EARMARK A PORTION OF THE INCREASED TAX REVENUE FOR TURFGRASS*

RESEARCH AND EDUCATION. Rewrites bill to amend GS 105-164.13(1) and (2) to only exempt from sales and use tax commercial fertilizer, lime, land plaster, and seeds sold to farmer for agricultural purposes. Adds new GS 105-164.44F to provide that as soon as practicable after July 1 of each year, Sec'y of Revenue must transfer to State Treasurer $700,000 from net tax collections from sales and use tax. State Treasurer must allocate $600,000 of this amount to UNC Board of Governors (Board) to be allocated to NC State University and NC A&T University for turfgrass research and education as set out in bill. Remainder to be allocated to Dep't of Agriculture and Consumer Services for purpose set out in bill. Board and Comm'r of Agriculture must report to Joint Legis. Comm'n on Governmental Operations and Fiscal Research Division by Nov. 1 of each year on use of funds. Effective Dec. 1, 2001.

H 1147. HOSPITAL TEMPORARY BED INCREASES. Intro. 4/12/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO PERMIT A HOSPITAL TO TEMPORARILY INCREASE ITS BED CAPACITY AFTER NOTIFYING THE DIVISION OF FACILITY SERVICES AND TO DIRECT THE MEDICAL CARE COMMISSION TO ADOPT TEMPORARY RULES FOR THE LICENSING OF NEONATAL CARE BEDS.* Makes new GS 131E-83 (temporary change of hospital bed capacity) effective Nov. 1, 2001, instead of Oct. 1, 2001. Adds provision that directs Medical Care Comm'n to adopt temporary rules for licensing of neonatal beds under procedures specified in bill; effective when bill becomes law and expires 190 days from its effective date.

NEXT SESSIONS

September 11, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

S41
25: 2001/132

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 131 Vol. 2001, No. 132 Senate Legislative Day 132

Tuesday, September 11, 2001

BILLS INTRODUCED TODAY

None

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CALENDAR ACTION
September 11, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0164 ACCIDENT PREVENTION COURSE REDUCTION.	H	PLACED ON CAL FOR 9/12/2001
09-04-01		
H0189 TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT.	H	CONCURRED IN S/COM SUB
08-28-01		
H0232 BUDGET REVENUE PROVISIONS-2001	SA	AMEND ADOPTED #1
	SA	AMEND ADOPTED #2
	SA	AMEND ADOPTED #3
	SA	AMEND ADOPTED #4
	S	PASSED 2ND READING
06-19-01, 08-23-01, 09-05-01, 09-11-01		
H0327 REVISE TREASURER INVESTMENT AUTHORITY.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/18/2001
03-19-01, 03-27-01, 09-03-01		
H0351 UTILIZATION REVIEW AND GRIEVANCE CHANGES.	H	RATIFIED
04-23-01, 08-29-01		
H0355 STATE BUILDING CODE CHANGES.	H	CONF REPORT ADOPTED 3RD
04-16-01, 07-18-01, 09-06-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	H	PLACED ON CAL FOR 9/12/2001
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01		

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H0904 INCREASE MISDEMEANOR CHILD ABUSE PENALTY.	S	AMEND PENDING #1
	S	AMEND PENDING #2
	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON JUDICIARY I
H1147 HOSPITAL TEMPORARY BED INCREASES.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
04-23-01, 09-10-01, 09-11-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	H	RATIFIED
04-24-01, 05-16-01, 08-21-01, 09-04-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	H	POSTPONED TO 9/12/2001
	H	AMEND PENDING #2
04-09-01, 07-17-01, 07-26-01, 08-08-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	AMEND FAILED #1
	H	WITHDRAWN FROM CAL
	H	PLACED ON CAL FOR 9/12/2001
03-07-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	S	CONCURRED IN H/COM SUB
04-10-01, 08-15-01, 09-06-01		
S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE.	S	RATIFIED
06-28-01, 08-23-01		
S0586 CLASSROOM EXPERIENCE FOR SCHOOL PERSONNEL.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS.	S	CONCURRED IN H/COM SUB
08-28-01		
S0914 AMEND LAW REGARDING SCHOOL CONSTRUCTION PROJECTS	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-24-01		
S1002 CAMPAIGN FINANCE ENFORCEMENT.	HA	CONF REPORT ADOPTED
	SA	CONF REPORT ADOPTED
05-22-01, 08-06-01, 09-04-01		
S1102 HONORING FOUNDERS TOWN OF WINGATE/100 TH ANNIV.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 9/12/2001

LOCAL BILLS

H0719 MAYODAN SATELLITE ANNEXATION.	H	CONCURRED ON 2ND READING
04-05-01, 08-21-01		
H0917 DURHAM HISTORIC PROPERTIES-2.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 232. BUDGET REVENUE PROVISIONS. Intro. 2/26/01. Senate amendment makes the following changes to 4th edition. Changes title of bill to *AN ACT TO SET THE INSURANCE REGULATORY CHARGE, THE PUBLIC UTILITY REGULATORY FEE, AND THE ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEE; INCREASE THE NONRESIDENT FEE FOR SEARCHING PUBLIC ARCHIVES; UPDATE THE REFERENCE TO*

THE INTERNAL REVENUE CODE; ACCELERATE PAYMENT OF WITHHOLDING TAXES; ACCELERATE PAYMENT OF SALES AND UTILITY TAXES; AUTHORIZE CERTAIN COUNTIES TO ACQUIRE PROPERTY FOR PUBLIC SCHOOLS; PROVIDE GENERAL ASSEMBLY OVERSIGHT OF AGENCY FEES; EXEMPT FROM FUEL TAX FUEL USED BY COMMUNITY COLLEGES; MAKE CLARIFYING CHANGES IN THE SUBSIDIARY DIVIDEND PROVISIONS; AUTHORIZE THE COMMISSIONER OF LABOR TO ESTABLISH CERTAIN FEES; MAKE TECHNICAL AND CLARIFYING CHANGES TO THE FRANCHISE TAX; ACCELERATE PAYMENT OF LOCAL SALES AND USE TAX REVENUE TO LOCAL GOVERNMENTS; AND ACCELERATE PAYMENT OF THE REVENUE GENERATED BY THE STATE EXCISE TAX ON CONVEYANCES TO THE STATE AND EXEMPT PRISONS LOCATED ON LAND OWNED BY THE STATE AND BUILT PURSUANT TO A CONTRACT WITH THE STATE FROM PROPERTY TAX. Deletes provisions of bill to increase Butner taxes. Effective for amounts collected on or after July 1, 2003, amends GS 105-228.30(b) to require remittance to Dep't of Revenue of excise taxes on conveyances on a monthly rather than quarterly basis. Effective for taxes imposed for taxable years beginning on or after July 1, 2001, amends GS 105-275 to exclude from tax base a correctional facility, including construction in progress, that is located on land owned by the state and is constructed under contract with the state, and any leasehold interest in land owned by the state on which the correctional facility is located. Amends proposed new GS 95-110.5(20) to clarify that periodic inspections are *annual* periodic inspections.

H 1147. HOSPITAL TEMPORARY BED INCREASES. Intro. 4/12/01. Senate amendment makes the following changes to 3rd edition. Changes title to *AN ACT TO PERMIT A HOSPITAL TO TEMPORARILY INCREASE ITS BED CAPACITY AFTER NOTIFYING THE DIVISION OF FACILITY SERVICES; PERTAINING TO HOSPITAL PAYMENTS FOR TREATMENT AND SERVICES RENDERED TO WORKERS' COMPENSATION PATIENTS; AND TO DIRECT THE MEDICAL CARE COMMISSION TO ADOPT TEMPORARY RULES FOR THE LICENSING OF NEONATAL CARE BEDS.* Amends GS 97-27(b), effective Sept. 16, 2001 through June 30, 2002, to provide that unless Employment Security Comm'n adopts a different fee schedule, hospital payments for treatment and services to Workers' Compensation patients shall be as follows: (1) for inpatient services, amount hospital would have received for such services as of 6/30/01, but not more than 100% of itemized charges shown on UB-92 claim form nor less than minimum percentage for payment of inpatient DRG claims as of 6/30/01; (2) for outpatient services and other services reimbursed as discount of charges under the State Plan as of 6/30/01, amount calculated by ESC as percentage of hospital charges for such services, which shall be the percentage used by ESC as of 6/30/01; (3) for any other services, reasonable fee as determined by the Industrial Comm'n. Provides that proposed payment rates must be published at least 90 days before proposed effective date (now, before Oct. 1 of each year).

Provides that provisions of act concerning temporary change of hospital bed capacity are effective Nov. 1, 2001. Provides that portion of act concerning temporary rules for licensing of neonatal care beds expire 180 days from effective date.

LEGISLATION ENACTED

SL 2001-402 (H 715). REDISTRIBUTE MECKLENBURG LOCAL TAX. *AN ACT TO PROVIDE FOR AN ADDITIONAL DISTRIBUTION OF THE PROCEEDS OF THE MECKLENBURG OCCUPANCY TAX AMONG THE TOWNS OF MECKLENBURG COUNTY, TO SUNSET THE MECKLENBURG MEALS TAX AND THE ADDITIONAL DISTRIBUTION, AND TO MODIFY THE MEMBERSHIP OF THE CHARLOTTE COLISEUM AUTHORITY.* Summarized in *Daily Bulletin* 3/21/01, 7/23/01 and 8/22/01. Enacted Sept. 6, 2001. Section 4 of this act is effective on the first day of the second month after it becomes law. The remainder of this act becomes effective July 1, 2001, and applies to taxes collected on or after that date.

SL 2001-403 (S 119). DISTRICT COURT ELECTIONS NONPARTISAN. *AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF DISTRICT COURT JUDGES.* Summarized in *Daily Bulletin* 2/12/01, 8/15/01 and 8/23/01. Enacted Sept. 6, 2001. Effective Jan. 1, 2002.

SL 2001-404 (H 1257). STREAM IDENTIFICATION FOR BUFFER RULES. *AN ACT TO ESTABLISH A SURFACE WATER IDENTIFICATION TRAINING AND CERTIFICATION PROGRAM AS A COMPONENT OF THE RIPARIAN BUFFER PROTECTION PROGRAM.* Summarized in *Daily Bulletin* 4/12/01, 4/24/01 and 8/15/01. Enacted Sept. 6, 2001. Effective Sept 6, 2001 and expires Sept. 1, 2004.

NEXT SESSIONS

Wednesday, September 12, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

25: 2001/133

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 132 Vol. 2001, No. 133 Senate Legislative Day 133

Wednesday, September 12, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 12, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0106 SCHOOL ELECTION OPTIONS.	H	REPTD UNFAV FOR CONC
	H	CAL PURSUANT RULE 36(B)
04-17-01, 04-24-01, 04-25-01, 07-24-01, 07-31-01		
H0164 ACCIDENT PREVENTION COURSE REDUCTION.	H	CONCURRED IN S/COM SUB
09-04-01		
H0189 TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT.	H	RATIFIED
08-28-01		
H0232 BUDGET REVENUE PROVISIONS-2001	S	PASSED 3RD READING
06-19-01, 08-23-01, 09-05-01, 09-11-01		
H0351 UTILIZATION REVIEW AND GRIEVANCE CHANGES.	H	PRES. TO GOV. 9/12/2001
04-23-01, 08-29-01		
H0355 STATE BUILDING CODE CHANGES.	H	RATIFIED
04-16-01, 07-18-01, 09-06-01		
H1147 HOSPITAL TEMPORARY BED INCREASES.	H	CONCURRED IN S/COM SUB
04-23-01, 09-10-01, 09-11-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	H	PRES. TO GOV. 9/12/2001
04-24-01, 05-16-01, 08-21-01, 09-04-01		
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
09-05-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	HA	AMEND ADOPTED #2
	H	PASSED 2ND READING
03-07-01, 09-12-01		

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S0241 HEALTH INSURANCE TERMINATION NOTICE. 04-10-01, 08-15-01, 09-06-01	S	RATIFIED
S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE. 06-28-01, 08-23-01	S	PRES. TO GOV. 9/12/2001
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS. 08-28-01	S	RATIFIED
S1102 HONORING FOUNDERS TOWN OF WINGATE/100 TH ANNIV.	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING

LOCAL BILLS

H0719 MAYODAN SATELLITE ANNEXATION. 04-05-01, 08-21-01	H	CONCURRED ON 3RD READING
S0551 WELDON ANNEXATION AGREEMENT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
07-25-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 210. SATELLITE ANNEXATION AGREEMENTS. Intro. 2/22/01. House amendment makes the following changes to 2nd edition. Makes technical changes only.

NEXT SESSIONS

Thursday, September 13, 2001

HOUSE convenes at 9:00 a.m.

SENATE convenes at 10:00 a.m.

25.2001/133
c.2

Daily Bulletin

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House Legislative Day 132 Vol. 2001, No. 133 Senate Legislative Day 133

Wednesday, September 12, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 12, 2001

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PUBLIC BILLS

H0106 SCHOOL ELECTION OPTIONS.	H	REPTD UNFAV FOR CONC
	H	CAL PURSUANT RULE 36(B)
04-17-01, 04-24-01, 04-25-01, 07-24-01, 07-31-01		
H0164 ACCIDENT PREVENTION COURSE REDUCTION.	H	CONCURRED IN S/COM SUB
09-04-01		
H0189 TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT.	H	RATIFIED
08-28-01		
H0232 BUDGET REVENUE PROVISIONS-2001	S	PASSED 3RD READING
06-19-01, 08-23-01, 09-05-01, 09-11-01		
H0351 UTILIZATION REVIEW AND GRIEVANCE CHANGES.	H	PRES. TO GOV. 9/12/2001
04-23-01, 08-29-01		
H0355 STATE BUILDING CODE CHANGES.	H	RATIFIED
04-16-01, 07-18-01, 09-06-01		
H1147 HOSPITAL TEMPORARY BED INCREASES.	H	CONCURRED IN S/COM SUB
04-23-01, 09-10-01, 09-11-01		
H1272 ENERGY CONSERVATION/PILOT PROGRAM.	H	PRES. TO GOV. 9/12/2001
04-24-01, 05-16-01, 08-21-01, 09-04-01		
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
09-05-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	HA	AMEND ADOPTED #2
	H	PASSED 2ND READING
03-07-01, 09-12-01		

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S0241 HEALTH INSURANCE TERMINATION NOTICE. 04-10-01, 08-15-01, 09-06-01	S	RATIFIED
S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE. 06-28-01, 08-23-01	S	PRES. TO GOV. 9/12/2001
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS. 08-28-01	S	RATIFIED
S1102 HONORING FOUNDERS TOWN OF WINGATE/100 TH ANNIV.	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING

LOCAL BILLS

H0719 MAYODAN SATELLITE ANNEXATION. 04-05-01, 08-21-01	H	CONCURRED ON 3RD READING
S0551 WELDON ANNEXATION AGREEMENT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
07-25-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 210. SATELLITE ANNEXATION AGREEMENTS. Intro. 2/22/01. House amendment makes the following changes to 2nd edition. Makes technical changes only.

NEXT SESSIONS

Thursday, September 13, 2001

HOUSE convenes at 9:00 a.m.

SENATE convenes at 10:00 a.m.

25:2001/134

Daily Bulletin

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House Legislative Day 133 Vol. 2001, No. 134 Senate Legislative Day 134

Thursday, September 13, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 13, 2001

NOTES
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4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0106 SCHOOL ELECTION OPTIONS.	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
	S	CONF COM APPOINTED
04-17-01, 04-24-01, 04-25-01, 07-24-01, 07-31-01		
H0164 ACCIDENT PREVENTION COURSE REDUCTION.	H	RATIFIED
09-04-01		
H0189 TEMPORARY RULES/COASTAL RESOURCES & ENV. MGT.	H	PRES. TO GOV. 9/13/2001
08-28-01		
H0232 BUDGET REVENUE PROVISIONS-2001	H	REC TO CONCUR S COM SUB
	H	REF TO COM ON FINANCE
	H	COM SUB RULED MATERIAL
06-19-01, 08-23-01, 09-05-01, 09-11-01		
H0355 STATE BUILDING CODE CHANGES.	H	PRES. TO GOV. 9/13/2001
04-16-01, 07-18-01, 09-06-01		
H0635 REGULATE BODY PIERCING.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-12-01, 09-13-01		

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H1070 REMOVAL/RESIGNATION OF TRUSTEES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 9/13/2001
	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
	H	REC TO CONCUR S COM SUB
	H	CAL FOR IMMEDIATE CONSID
	H	CONCURRED IN S/COM SUB
	H	RATIFIED
06-06-01, 09-13-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	HA	AMEND ADOPTED #2
	H	PASSED 3RD READING
04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	PASSED 3RD READING
03-07-01, 09-12-01		
S0241 HEALTH INSURANCE TERMINATION NOTICE.	S	PRES. TO GOV. 9/13/2001
04-10-01, 08-15-01, 09-06-01		
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
07-12-01, 07-30-01, 09-04-01		
S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS.	S	PRES. TO GOV. 9/13/2001
08-28-01		
S1002 CAMPAIGN FINANCE ENFORCEMENT.	S	PRES. TO GOV. 9/13/2001
05-22-01, 08-06-01, 09-04-01		
S1058 CORPORATE AFFILIATE TRANSACTIONS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
09-13-01		
#S1102 HONORING FOUNDERS TOWN OF WINGATE/100 TH ANNIV.	S	RATIFIED
	SR	CH. RES 2001-30

LOCAL BILLS

H0719 MAYODAN SATELLITE ANNEXATION.	H	RATIFIED
04-05-01, 08-21-01		
S0035 MECKLENBURG/ IREDELL BOUNDARY CORRECTION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
09-13-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 17. ELECTION REWRITE. Intro. 1/29/01. House amendment makes the following changes to 5th edition. Amendment No. 2 deletes sections 9 and 10 of SL 2001-43 (*AN ACT TO PROVIDE FOR NONPARTISAN ELECTION OF DISTRICT COURT JUDGES*). These sections added specific references to district court judge elections in GS 163-135(f) (applicability of article governing general instructions for elections), and GS 163-140(b)(9) (form of ballots).

S 35. MECKLENBURG/IREDELL BOUNDARY CORRECTION. Intro. 2/5/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT TO MAKE A TECHNICAL CORRECTION IN THE BOUNDARY BETWEEN IREDELL AND MECKLENBURG COUNTIES.* As title indicates.

S 1058. HONORING THE REVEREND DAVID WELLS HANSLEY. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Completely rewrites bill and changes title to *A JOINT RESOLUTION HONORING THE MEMORY OF THE REVEREND DAVID WELLS HANSLEY, A FOUNDER OF MOUNT OLIVE COLLEGE, THE ONLY CHARTERED AND ACCREDITED COLLEGE IN NORTH CAROLINA SPONSORED BY THE NORTH CAROLINA CONVENTION OF ORIGINAL FREE WILL BAPTISTS, ON THE FIFTIETH ANNIVERSARY OF ITS FOUNDING.* As title indicates.

HOUSE BILLS

H 635. REGULATE BODY PIERCING. Intro. 3/15/01. House committee substitute makes the following changes to 2nd edition. Changes effective date from Oct. 1, 2001, to Dec. 1, 2001.

H 1070. TRUSTEES AND ESTATE LAW CHANGES. Intro. 4/10/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO AMEND THE PROVISIONS FOR THE RESIGNATION, REMOVAL, AND RENUNCIATION OF TRUSTEES AND FOR THE APPOINTMENT OF SUCCESSOR TRUSTEES, TO MAKE VARIOUS CHANGES IN THE LAW OF FIDUCIARIES AND DECEDENTS' ESTATES, AND TO MAKE TECHNICAL CORRECTIONS TO HOUSE BILL 1073, SENATE BILL 815, AND SENATE BILL 842, AS ENACTED BY THE GENERAL ASSEMBLY.* Amends GS 28A-13-3(c) and GS 28A-15-1(c) to authorize personal representatives to petition for control of property as part of a special proceeding that has been instituted without requiring them to institute a separate special proceeding. Amends GS 28A-22-10 and GS 36A-141 to authorize distribution of assets of inoperative trusts. Adds a new subsection (d) to GS 36A-3 to provide that a fiduciary expressly excluded from investment decisions is not liable for decisions made by those authorized to make investment decisions. These provisions are effective when they become law and apply to actions by personal representatives on or after that date. Adds two new sections of the bill to make technical corrections to references to the Internal Revenue Code in several existing statutes, and to make technical corrections in effective dates and citations in three bills enacted this session: S 842 (SL 2000-387), *AN ACT TO MAKE VARIOUS CHANGES TO THE NORTH CAROLINA BUSINESS CORPORATION ACT, THE NORTH CAROLINA NONPROFIT CORPORATION ACT, THE NORTH CAROLINA LIMITED LIABILITY COMPANY ACT, AND THE LAWS GOVERNING PARTNERSHIPS*; H 1073 (SL 2000-390), *AN ACT TO CREATE AN AUTOMATION ENHANCEMENT AND PRESERVATION FUND AND EXPAND THE UNIFORM FEES FOR SERVICES CHARGED BY REGISTERS OF DEEDS, TO ENHANCE THE STANDARDS FOR INSTRUMENTS TO BE REGISTERED IN THE OFFICE OF THE REGISTER OF DEEDS, AND TO ALLOW THE SECRETARY OF STATE TO REINSTATE BUSINESS ENTITIES ADMINISTRATIVELY DISSOLVED BY THE SECRETARY;* and S 815 (SL 2000-340), *AN ACT TO REQUIRE LENDERS TO PROVIDE APPLICANTS FOR HOME LOANS WITH AMORTIZATION INFORMATION AND AMORTIZATION CHARTS FOR FIXED RATE HOME LOANS.*

H 1070. TRUSTEES AND ESTATE LAW CHANGES. Intro. 4/10/01. Senate amendment makes the following changes to 2nd edition. Makes technical changes only.

NEXT SESSIONS

Monday, September 17, 2001

HOUSE convenes at 6:00 p.m.

SENATE convenes at 7:00 p.m.

S: 2001/135

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 134 Vol. 2001, No. 135 Senate Legislative Day 135

Monday, September 17, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1465	HONORING THE REVEREND DAVID WELLS HANSLEY		CALENDAR	JOINT RES
H 1466	EXPRESSING SUPPORT FOR THE PRESIDENT		RULES	JOINT RES

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SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1465. HONORING THE REVEREND DAVID WELLS HANSLEY. *A JOINT RESOLUTION HONORING THE MEMORY OF THE REVEREND DAVID WELLS HANSLEY, A FOUNDER OF MOUNT OLIVE COLLEGE, THE ONLY CHARTERED AND ACCREDITED COLLEGE IN NORTH CAROLINA SPONSORED BY THE NORTH CAROLINA CONVENTION OF ORIGINAL FREE BAPTISTS, ON THE FIFTIETH ANNIVERSARY OF ITS FOUNDING.* As title indicates.
Intro. by Baddour, Bell, Creech, Russell.
Calendar JOINT RES

H 1466. EXPRESSING SUPPORT FOR THE PRESIDENT. *A JOINT RESOLUTION EXPRESSING SUPPORT FOR THE PRESIDENT IN HIS EFFORTS TO FIND AND PUNISH THE TERRORISTS RESPONSIBLE FOR THE DESTRUCTION OF THE WORLD TRADE CENTER, THE CRASHING OF ONE PLANE INTO THE PENTAGON AND THE CRASHING OF ANOTHER PLANE NEAR PITTSBURGH, PENNSYLVANIA, AND HONORING ALL AMERICANS WHO HAVE LOST THEIR LIVES DUE TO THIS TRAGEDY.* As title indicates.
Intro. by Miller.
Ref. to Rules JOINT RES

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CALENDAR ACTION
September 17, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0110 VARIOUS MILITARY VETERAN LICENSE PLATES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-17-01, 09-17-01		
H0164 ACCIDENT PREVENTION COURSE REDUCTION.	H	PRES. TO GOV. 9/14/2001
09-04-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
06-19-01, 08-01-01, 08-29-01, 09-17-01		
H0467 HONORING THE LIFE AND MEMORY OF NEILL MCKAY ROSS	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 9/17/2001
	S	PASSED 2ND & 3RD READING
06-28-01		
H0635 REGULATE BODY PIERCING.	H	PLACED ON CAL FOR 9/18/2001
04-12-01, 09-13-01		
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.	H	POSTPONED TO 9/19/2001
05-02-01, 09-10-01		
H0943 DISCONTINUED MEMBERSHIP SERVICE.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/19/2001
09-05-01		
H1070 TRUSTEES AND ESTATE LAW CHANGES	H	PRES. TO GOV. 9/13/2001
06-06-01, 09-13-01		
H1465 HONORING THE MEMORY OF THE REV. DAVID W. HANSLEY	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
	S	REC FROM HOUSE
	S	PLACED ON CAL FOR 9/17/2001
	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
09-17-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 9/18/2001
04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	S	REC TO CONCUR IN H AMEND
	S	HELD BY SENATE
03-07-01, 09-12-01		
S0890 MONEY TRANSMITTERS ACT.	H	POSTPONED TO 9/20/2001
05-16-01, 07-30-01, 08-23-01, 09-10-01		
S0970 GRAPE GROWERS COUNCIL FUNDS.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
08-22-01		
S1058 MEMORY DAVID HANSLEY/50TH ANNIV./MT. OLIVE COLL	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
09-13-01		

LOCAL BILLS

S0035 MECKLENBURG/ IREDELL BOUNDARY CORRECTION. 09-13-01	S	PASSED 2ND READING
S0551 WELDON ANNEXATION AGREEMENT. 07-25-01	H	PLACED ON CAL FOR 9/18/2001

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 110. VARIOUS NEW SPECIAL LICENSE PLATES. Intro. 2/14/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO ESTABLISH A TRAFFIC CITATION PROCEDURE INVOLVING INDIVIDUALS CLAIMING DIPLOMATIC IMMUNITY AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: AUDUBON NORTH CAROLINA; FIRST IN FORESTRY; MILITARY VETERAN; WORLD WAR II VETERAN, KOREAN CONFLICT VETERAN, AND OTHER MILITARY WARTIME VETERANS FOR WHICH THE U.S. DEPARTMENT OF DEFENSE HAS AUTHORIZED A CAMPAIGN BADGE OR MEDAL; SPECIAL FORCES ASSOCIATION; U.S. NAVY SPECIALTY; THE V FOUNDATION FOR CANCER RESEARCH; HARLEY OWNERS' GROUP; ROCKY MOUNTAIN ELK FOUNDATION; AND BLUE RIDGE PARKWAY FOUNDATION.* Authorizes new registration plates as title indicates. Provisions relating to plates for the Harley Owners' Group and the Rocky Mountain Elk Foundation expire on June 30, 2006. Also amends GS 20-183A, effective Jan. 1, 2002, to specify procedure to be used by law-enforcement officers when citing or arresting a person claiming diplomatic immunity. Procedures include verifying the driver's status and immunity, and forwarding information about the incident to the United States Dep't of State.

H 359. VIATICAL SETTLEMENTS REWRITE. Intro. 3/1/01. Senate committee substitute makes the following changes to 4th edition. Specifies in GS 58-58-250(h) that all viatical contracts entered into in NC must provide the viator with an unconditional right to rescind the contract for at least 10 (was, 15) business days after the receipt of the viatical settlement proceeds. Amends required disclosure in GS 58-58-245(a)(5) accordingly. Adds new GS 78A-56(k1) providing for use of a domestic independent escrow agent to hold funds received by issuer pursuant to a viatical settlement purchase agreement during the initial 10-business-day rescission period immediately after the contract is signed by the purchaser. Also provides for later rescission offer by issuer to settlement purchaser if within 90 days after agreement is executed the issuer has not identified a suitable contract and closed the transaction. Specifies other technical rules for notice, and makes technical wording changes.

H 1465. HONORING THE REVEREND DAVID WELLS HANSLEY. Intro. 9/17/01. Senate amendment makes the following changes to 1st edition. Makes technical changes only.

LEGISLATION ENACTED

SL 2001-405 (H 719). MAYODAN SATELLITE ANNEXATION. *AN ACT EXEMPTING THE TOWN OF MAYODAN FROM CERTAIN STATUTORY REQUIREMENTS CONCERNING A VOLUNTARY SATELLITE ANNEXATION OF SOME OR ALL OF CERTAIN DESCRIBED PROPERTY.* Summarized in *Daily Bulletin* 8/21/01. Enacted Sept. 13, 2001. Effective July 1, 2001.

NEXT SESSIONS

September 18, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

341
25:2001/136

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 135 Vol. 2001, No. 136 Senate Legislative Day 136

Tuesday, September 18, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 18, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0110 VARIOUS NEW SPECIAL LICENSE PLATES	SA AMEND ADOPTED #1 S PASSED 2ND READING
05-17-01, 09-17-01, 09-18-01	
#H0115 PUBLIC CONFLICTS OF INTEREST.	H SIGNED BY GOV. 9/14/2001 HR CH. SL 2001-409
03-01-01, 03-06-01, 08-07-01, 08-14-01	
#H0170 MULCH BLOWER FUEL TAX REFUNDS.	H SIGNED BY GOV. 9/14/2001 HR CH. SL 2001-408
06-05-01	
#H0226 ALLOW PHARMACY BOARD TO ACQUIRE PROPERTY.	H SIGNED BY GOV. 9/14/2001 HR CH. SL 2001-407
08-21-01	
H0231 EDUCATION REVENUE ACT.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED
08-23-01, 08-28-01, 08-30-01, 09-18-01	
H0327 REVISE TREASURER INVESTMENT AUTHORITY.	SA AMEND ADOPTED #1 S PASSED 2ND & 3RD READING
03-19-01, 03-27-01, 09-03-01, 09-18-01	
H0359 VIATICAL SETTLEMENTS REWRITE.	S WITHDRAWN FROM CAL S PLACED ON CAL FOR 9/20/2001
06-19-01, 08-01-01, 08-29-01, 09-17-01	
H0381 MENTAL HEALTH SYSTEM REFORM.	H CONF COM APPOINTED S CONF COM APPOINTED
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01	

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#H0435 GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES.	H	SIGNED BY GOV. 9/14/2001
	HR	CH. SL 2001-412
08-22-01		
H0635 REGULATE BODY PIERCING.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
04-12-01, 09-13-01, 09-18-01		
H0955 NOTARY VALIDATION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
09-18-01		
H0984 LANDSCAPE/IRRIGATION CONTRACTORS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
07-25-01		
#H1070 TRUSTEES AND ESTATE LAW CHANGES	H	SIGNED BY GOV. 9/14/2001
	HR	CH. SL 2001-413
06-06-01, 09-13-01		
#H1147 HOSPITAL TEMPORARY BED INCREASES.	H	SIGNED BY GOV. 9/14/2001
	HR	CH. SL 2001-410
04-23-01, 09-10-01, 09-11-01		
H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.	S	WITHDRAWN FROM COMM
	S	PLACED ON CAL FOR 9/19/2001
04-25-01, 07-24-01		
H1269 RENTAL CARS-ADVERTISING AND CHARGES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-26-01, 09-18-01		
H1324 AMEND RETIREMENT DEFINITIONS.	S	REPTD FAV
05-29-01		
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
05-30-01, 08-22-01, 09-18-01		
#H1431 CAR PROPERTY TAX CREDIT.	H	SIGNED BY GOV. 9/14/2001
	HR	CH. SL 2001-406
08-07-01		
S0017 ELECTION REWRITE/BALLOTS AND VOTING	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/20/2001
04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01		
#S0165 REVENUE LAWS TECHNICAL CHANGES.	S	SIGNED BY GOV. 9/14/2001
	SR	CH. SL 2001-414
03-20-01, 04-24-01, 08-16-01, 08-23-01, 08-29-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	S	PLACED ON CAL FOR 9/19/2001
03-07-01, 09-12-01		
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	H	PLACED ON CAL FOR 9/19/2001
07-12-01, 07-30-01, 09-04-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
06-13-01, 07-18-01, 08-21-01		
S0470 AMEND MV DEALER FRANCHISE LAWS.	S	FAILED CONCUR IN COM SUB
04-25-01, 08-14-01, 08-30-01		
#S0646 HARM OR HINDER LAW OR ASSISTANCE ANIMALS.	S	SIGNED BY GOV. 9/14/2001
	SR	CH. SL 2001-411
04-25-01, 08-01-01, 08-08-01, 08-21-01		

LOCAL BILLS

S0035 MECKLENBURG/ IREDELL BOUNDARY CORRECTION.	SA AMEND ADOPTED #1
09-13-01, 09-18-01	S PASSED 3RD READING
S0551 WELDON ANNEXATION AGREEMENT.	H WITHDRAWN FROM CAL
	H RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

07-25-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 35. MECKLENBURG/IREDELL BOUNDARY CORRECTION. Intro. 2/5/01. House amendment makes the following changes to 2nd edition. Adds a provision authorizing Swansboro to require sidewalk improvements for all development that is subject to be reviewed under the site plan review provisions of the town zoning ordinance. Changes title to *AN ACT TO MAKE A TECHNICAL CORRECTION IN THE BOUNDARY BETWEEN IREDELL AND MECKLENBURG COUNTIES, AND TO ALLOW THE TOWN OF SWANSBORO TO REQUIRE SIDEWALK IMPROVEMENTS THROUGH THE SITE PLAN REVIEW PROCESS UNDER THE AUTHORITY OF THE TOWN ZONING ORDINANCE.*

HOUSE BILLS

H 110. VARIOUS NEW SPECIAL LICENSE PLATES. Intro. 2/14/01. Senate amendment makes the following changes to 3rd edition. Makes technical change only.

H 231. EDUCATION REVENUE ACT. Intro. 2/26/01. Senate committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO (1) INCREASE THE STATE SALES TAX BY ONE-HALF CENT FROM OCTOBER 16, 2001, UNTIL JULY 1, 2003, (2) PROVIDE A STABLE SOURCE OF REVENUE FOR LOCAL GOVERNMENTS BY AUTHORIZING A LOCAL OPTION, HALF-CENT SALES TAX BEGINNING JULY 1, 2003, (3) REPEAL THE LOCAL TAX REIMBURSEMENTS PAID ANNUALLY TO LOCAL GOVERNMENTS, (4) PROVIDE A HOLD HARMLESS PAYMENT FOR THOSE COUNTIES AND MUNICIPALITIES WHOSE ESTIMATED GAIN FROM THE NEW SALES TAX WOULD BE LESS THAN 100% OF THEIR REPEALED REIMBURSEMENT AMOUNT, (5) EXEMPT CERTAIN ITEMS PURCHASED DURING A SPECIFIC PERIOD FROM THE SALES AND USE TAX, (6) EQUALIZE TAXATION OF SATELLITE TV AND CABLE TV, (7) ADD A NEW TAX BRACKET WITH AN ADDITIONAL ½% ON NET TAXABLE INCOME ABOUT $200,000 FOR THREE YEARS, (8) ELIMINATE THE MARRIAGE TAX PENALTY FOR THE STANDARD DEDUCTION, (9) INCREASE THE TAX CREDIT FOR CHILDREN FROM $60 TO $100 PER CHILD, (10) ELIMINATE THE CHILDREN'S HEALTH INSURANCE TAX CREDIT, (11) EQUALIZE TAXATION OF HEALTH MAINTENANCE ORGANIZATIONS AND MEDICAL SERVICE CORPORATIONS AT 1% OF GROSS PREMIUMS, (12) APPLY THE SAME SALES TAX RATE TO SPIRITUOUS LIQUOR THAT APPLIES TO OTHER ALCOHOLIC BEVERAGES AND REDUCE THE EXCISE TAX ON SPIRITUOUS LIQUOR, (13) ELIMINATE THE SPECIAL TAX BREAK FOR LUXURY VEHICLES, (14) EXEMPT VOLUNTEER FIRE AND RESCUE VEHICLES FROM HIGHWAY USE TAX, AND (15) PROVIDE UNIFORM TAXATION OF TELECOMMUNICATIONS AT 6%.* (1) State sales tax. Amends GS 105-164.4(a) to increase the state sales tax from 4% to 4½% except for construction materials as specified in act. Tax increase is effective Oct. 16, 2001, and applies to sales made on or after that date; increase is repealed effective for sales made or after July 1, 2003. (2) Local option one-half cent sales tax. Amends GS 105-517 to provide that new local option half-cent sales tax may not be effective before July 1, 2003. Deletes exception to procedures of GS 163-287 relating to procedures to be followed for election for new local option half-cent sales tax. Deletes from amendment to GS 105-520(b) provision that directs how Sec'y of Revenue must make per capita distribution when county has not collected taxes for a full quarter. Deletes

different distributions for 2001-2002, 2002-2003, and subsequent distributions under harmless provision for local government. Instead amends GS 105-521 to provide method of distribution so that if amount a local government would receive is less than 100% of the local government's repealed reimbursement amount, Sec'y must pay local government the difference, but not less than $100. Authorizes Sec'y to use one of two final projections to make calculation of that revenue; if lower projection is not used, Sec'y must explain why. (3) Sales tax holiday. Adds new GS 105-164.13C creating a sales and use tax holiday between 12:01 A.M. on the first Friday of August and 11:59 P.M. the following Sunday for listed items of tangible personal property including clothing, clothing accessories, footwear, and school supplies if sale price is $100 or less per item and for computers and related equipment with a sales price of $3,500 or less per item. Lists items not covered by tax exemption. Amends GS 105-467 accordingly. Effective Jan. 1, 2002, and applies to sales made on or after that date. (4) Taxation of Satellite TV. Amends GS 105-164.4(a) to provide that tax rate of 5% applies to gross receipts derived from providing direct-to-home satellite service as defined in act. Effective Jan. 1, 2002, and applies to sales made on or after that date. (5) Children's Health Insurance Credit. Amends GS 105-151.27, to eliminate the Children's Health Insurance Credit, effective for taxable years beginning on or after Jan. 1, 2002. (6) Adds two new provisions that become effective only if H 571 (2001 General Assembly) (An Act to Simplify the Collection of Telecommunications Taxes) becomes law on or before Jan. 1, 2002. The first one amends GS 105-164.4(a)(4c) to raise from 4.5% (the rate set in H 571) to 6% the tax rate that applies to the gross receipts derived from providing telecommunications service. The second amends GS 105-164.44F(a) (which is added to the General Statutes by H 571 and which requires that a portion of the telecommunications service tax be distributed to cities) to change the distribution from 24.4% of the telecommunications tax (as provided in H 571) to 18.26%.

H 327. REVISE TREASURER INVESTMENT AUTHORITY. Intro. 3/1/01. Senate amendment makes the following changes to 4th edition. Adds amendments to GS 147-69.2(b1) to change the name of the Equity Investment Advisory Committee to the Investment Advisory Committee, to charge that committee with advising on investments in limited partnerships as well as equity investments, and to provide that the two public members of the committee must have experience in one or more of investment management, real estate investment trusts, real estate development, venture capital investment, or absolute return strategies.

H 635. REGULATE BODY PIERCING. Intro. 3/15/01. House amendment makes the following changes to 3rd edition. Makes technical change only.

H 955. NOTARY VALIDATION. Intro. 4/3/01. Senate committee substitute makes the following changes to 1st edition. Changes title of bill to *AN ACT TO PREVENT THE MISREPRESENTATION OF THE AUTHORITY OF A NOTARY PUBLIC*. Deletes all provisions of original bill. Amends GS 10A-4(c) by adding that Sec'y of State may deny application for commission or recommission as a notary public if applicant knowingly uses false or misleading advertising to represent that applicant has authority not authorized by law or applicant is found by a court to have engaged in unauthorized practice of law. Amends GS 10A-9 to impose limits on notary public who is not a licensed attorney in NC: (1) notary may not engage in unauthorized practice of law, (2) notary must include statement that notary is not an attorney in advertising , (3) notary must not represent self as "immigration consultant" or expert in immigration matters unless conditions specified in bill are met, (4) notary must post fees at place of business. Requires that literal translation into a language other than English of "notary" and "notary public" may not be designed to misrepresent notary public's authority. Amends GS 10A-12 by authorizing Sec'y of State to seek injunctive relief against notary public who violates GS 10A. Makes it a deceptive trade practice under GS 75.1.1 for notary public who is not an attorney to engage in unauthorized practice of law or represent that notary is "immigration consultant" or expert on immigration matters. Authorizes Dep't of Sec'y of State to study Notary Public Act and recommend changes. Effective Jan. 1, 2002, and applies to acts committed on or after that date.

H 1269. RENTAL CARS--ADVERTISING AND CHARGES. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Restructures bills so it now amends GS 66-202, adds a new GS 66-202(e), amends GS 66-203, and amends GS 66-204(a) to provide that for a car rental rate stated in an advertisement, quotation, or reservation for an airport location, a rental car company must clearly and conspicuously disclose the existence and actual amount of the airport charges or fees, if any. For an advertised rental rate involving more than one airport location, the company must state the range of airport charges or fees, or the maximum. Adds similar requirements for proprietary computer-assisted reservation systems.

H 1362. ADVANCE HEALTH CARE DIRECTIVES REGISTRY. Intro. 4/23/01. Senate committee substitute makes the following changes to 3rd edition. Adds provision amending GS 90-660(b) raising the fee charged by the North Carolina Respiratory Care Board for licensing examination or reexamination from $150 to $200. Changes title to *AN ACT TO ESTABLISH A CENTRAL REGISTRY FOR ADVANCE HEALTH CARE DIRECTIVES AND TO AUTHORIZE THE NORTH CAROLINA RESPIRATORY CARE BOARD TO INCREASE FEES.*

LEGISLATION ENACTED

SL 2001-406 (H 1431). CAR PROPERTY TAX CREDIT. *AN ACT TO PREVENT DOUBLE TAXATION OF MOTOR VEHICLES WHOSE TAX YEAR CHANGES DUE TO A CHANGE IN REGISTRATION.* Summarized in *Daily Bulletin* 5/10/01 and 8/7/01. Enacted Sept. 14, 2001. Effective Sept. 14, 2001.

SL 2001-407 (H 226). ALLOW PHARMACY BOARD TO ACQUIRE PROPERTY. *AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF PHARMACY TO ACQUIRE REAL PROPERTY AND TO PURCHASE EQUIPMENT AND LIABILITY INSURANCE.* Summarized in *Daily Bulletin* 2/26/01 and 8/21/01. Enacted Sept. 14, 2001. Effective Sept. 14, 2001.

SL 2001-408 (H 170). MULCH BLOWER FUEL TAX REFUNDS. *AN ACT TO ALLOW A FUEL TAX REFUND FOR OFF-ROAD FUEL USE BY MULCH-BLOWING EQUIPMENT.* Summarized in *Daily Bulletin* 2/20/01 and 6/5/01. Enacted Sept. 14, 2001. Effective Sept. 14, 2001, and applies to motor fuel and alternative fuel consumed on or after Jan. 1, 2001.

SL 2001-409 (H 115). PUBLIC CONFLICTS OF INTEREST. *AN ACT TO AMEND THE LAW REGARDING BUSINESS TRANSACTIONS INVOLVING PUBLIC FUNDS AND CONFLICTS OF INTEREST.* Summarized in *Daily Bulletin* 2/15/01, 3/1/01, 3/6/01, 8/7/01, and 8/14/01. Enacted Sept. 14, 2001. Section 10 and GS 14-234(d1), as rewritten in Section 1 of this act, are effective April 1, 2001, and apply to actions taken and offenses committed on or after that date. The remainder of this act is effective July 1, 2002, and applies to actions taken and offenses committed on or after that date.

SL 2001-410 (H 1147). HOSPITAL TEMPORARY BED INCREASES. *AN ACT TO PERMIT A HOSPITAL TO TEMPORARILY INCREASE ITS BED CAPACITY AFTER NOTIFYING THE DIVISION OF FACILITY SERVICES; PERTAINING TO HOSPITAL PAYMENTS FOR TREATMENT AND SERVICES RENDERED TO WORKERS' COMPENSATION PATIENTS; AND TO DIRECT THE MEDICAL CARE COMMISSION TO ADOPT TEMPORARY RULES FOR THE LICENSING OF NEONATAL CARE BEDS.* Summarized in *Daily Bulletin* 4/12/01, 4/23/01, 9/10/01, and 9/11/01. Enacted Sept. 14, 2001. Section 1 of this act is effective Nov. 1, 2001. Section 3 is effective Sept. 15, 2001. The remainder of this act is effective Sept. 14, 2001. Section 2 expires 180 days after Sept. 14, 2001.

SL 2001-411 (S 646). HARM OR HINDER LAW OR ASSISTANCE ANIMALS. *AN ACT TO MAKE IT A CRIMINAL OFFENSE TO HARM OR ATTEMPT TO HARM A LAW ENFORCEMENT AGENCY ANIMAL OR AN ASSISTANCE ANIMAL, OR TO OBSTRUCT, DELAY, TEASE, OR HARASS THE ANIMAL IN THE PERFORMANCE OF ITS DUTIES AS A LAW ENFORCEMENT AGENCY ANIMAL OR ASSISTANCE ANIMAL, AND TO MAKE IT UNLAWFUL TO RESTRAIN A DOG BY A CHAIN OR WIRE GROSSLY IN EXCESS OF THE SIZE NECESSARY TO RESTRAIN THE DOG SAFELY.* Summarized in *Daily Bulletin* 3/22/01, 4/25/01, 8/1/01, 8/8/01, and 8/21/01. Enacted Sept. 14, 2001. Effective Dec. 1, 2001, and applies to offenses committed on or after that date.

SL 2001-412 (H 435). GOVERNOR MOREHEAD SCHOOL STAFFING CHANGES. *AN ACT TO ALLOW THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO PROVIDE STAFF AND OTHER ASSISTANCE TO A NONPROFIT CORPORATION ESTABLISHED TO SUPPORT THE GOVERNOR MOREHEAD SCHOOL.* Summarized in *Daily Bulletin* 3/1/01 and 8/22/01. Enacted Sept. 14, 2001. Effective Sept. 14, 2001.

SL 2001-413 (H 1070). TRUSTEES AND ESTATE LAW CHANGES. *AN ACT TO AMEND THE PROVISIONS FOR THE RESIGNATION, REMOVAL, AND RENUNCIATION OF TRUSTEES AND FOR THE APPOINTMENT OF SUCCESSOR TRUSTEES, TO MAKE VARIOUS CHANGES IN THE LAW OF FIDUCIARIES AND DECEDENTS' ESTATES, AND TO MAKE TECHNICAL CORRECTIONS TO HOUSE BILL 1073, SENATE BILL 815, AND SENATE BILL 842, AS ENACTED BY THE GENERAL ASSEMBLY.* Summarized in *Daily Bulletin* 4/10/01, 6/6/01, and 9/13/01. Enacted Sept. 14, 2001. Part I of this act is effective Jan. 1, 2002,

H0232 BUDGET REVENUE PROVISIONS-2001	H	REPTD FAV TO CONCUR
	H	CAL PURSUANT RULE 36(B)
	H	CAL FOR IMMEDIATE CONSID
	H	CONCURRED ON 2ND READING
06-19-01, 08-23-01, 09-05-01, 09-11-01		
H0381 MENTAL HEALTH SYSTEM REFORM.	H	CONF COM APPOINTED
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01		
#H0467 HONORING THE LIFE AND MEMORY OF NEILL MCKAY ROSS	H	RATIFIED
	HR	CH. RES 2001-31
06-28-01		
H0571 SIMPLIFY TAXES ON TELECOMMUNICATIONS-2.	S	REPTD FAV
04-04-01		
H0635 REGULATE BODY PIERCING.	H	PASSED 3RD READING
04-12-01, 09-13-01, 09-18-01		
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
05-02-01, 09-10-01, 09-19-01		
H0943 DISCONTINUED MEMBERSHIP SERVICE.	SA	AMEND ADOPTED #1
	S	PASSED 3RD READING
09-05-01, 09-19-01		
H0955 NOTARY AUTHORITY MISREPRESENTATION	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/24/2001
09-18-01		
H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.	S	PASSED 2ND & 3RD READING
04-25-01, 07-24-01		
H1269 RENTAL CARS-ADVERTISING AND CHARGES.	S	PASSED 2ND & 3RD READING
04-26-01, 09-18-01		
H1324 AMEND RETIREMENT DEFINITIONS.	S	PASSED 2ND & 3RD READING
05-29-01		
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	S	PASSED 2ND & 3RD READING
05-30-01, 08-22-01, 09-18-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
08-23-01, 09-19-01		
H1465 HONORING THE REVEREND DAVID WELLS HANSLEY.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 9/20/2001
09-17-01		
H1466 EXPRESSING SUPPORT FOR THE PRESIDENT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 9/20/2001
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
09-05-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	S	FAIL CONCUR IN H AMEND #2
03-07-01, 09-12-01		
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	H	PASSED 2ND & 3RD READING
07-12-01, 07-30-01, 09-04-01		
S0470 AMEND MV DEALER FRANCHISE LAWS.	S	CONF COM APPOINTED
04-25-01, 08-14-01, 08-30-01		
S0748 BILL LEE ACT CHANGES-AB.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
09-19-01		

S0798 SENATE REDISTRICTING.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S PLACED ON CAL FOR 9/19/2001 S AMEND FAILED #1 S AMEND FAILED #2 S PASSED 2ND & 3RD READING
09-19-01	
S1037 NO AIR PERMIT UNTIL FACILITY/ EQUIP OPERATIONAL.	S REPTD FAV COM SUBSTITUTE SA COM SUBSTITUTE ADOPTED S RE-REF COM ON FINANCE
09-19-01	

LOCAL BILLS

S0551 WELDON ANNEXATION AGREEMENT.	H REPTD FAV AS AMENDED H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 9/20/2001
07-25-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 798. SENATE REDISTRICTING-1C. Intro. 4/3/01. Senate committee substitute makes the following changes to 1st edition. Amends GS 120-1 to establish boundaries for 46 Senatorial districts. All districts are single member, except districts 13, 16, 17, and 28, which elect 2 Senators each.

S 1037. NO AIR PMT. REQ. UNTIL FACILITY OPERATIONAL. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Rewrites bill and changes title to *AN ACT TO PROVIDE THAT ANY PROSPECTIVE APPLICANT FOR AN AIR QUALITY PERMIT FOR A NEW FACILITY MAY COMMENCE CONSTRUCTION PRIOR TO OBTAINING THE AIR QUALITY PERMIT TO OPERATE THAT FACILITY IF THE PROSPECTIVE APPLICANT SUBMITS A NOTICE OF THE CONSTRUCTION AND THAT ANY CURRENT HOLDER OF AN AIR QUALITY PERMIT MAY COMPLETE NEW CONSTRUCTION AT AN EXISTING PERMITTED FACILITY PRIOR TO OBTAINING THE AIR QUALITY PERMIT TO OPERATE THAT FACILITY IF THE PROSPECTIVE APPLICANT SUBMITS A NOTICE OF THE CONSTRUCTION.* Adds GS 143-215.108A to provide that a person may construct components of new facility that may result in emission of an air contaminant before obtaining a permit so long as the components constructed are not related to the operation of the air contaminant system. Requires owner of facility to give notice to Comm'n at least 15 days before beginning construction of intent to proceed with construction. Allows person who holds air quality permit to apply for modification to allow alteration or expansion of the physical arrangement or operation of the air contaminant source or equipment and to construct or modify air contaminant source without new permit, but facility cannot operate equipment in a way that alters the emission of air contaminant until new permit is issued. Requires permittee to submit notice to Comm'n of intent to modify. Upon receipt of notice, if Comm'n determines that it is not likely that person will qualify for permit, Comm'n may request that plans be altered or may order that construction cease. Requires person submitting notice of construction to pay a $200 fee for each notice submitted. Does not apply to any application for permit submitted to Comm'n before date on which act becomes law.

HOUSE BILLS

H 110. VARIOUS NEW SPECIAL LICENSE PLATES. Intro. 2/14/01. Senate amendment makes the following changes to 4th edition. Makes technical changes.

H 688. TAX REVENUE FOR TURFGRASS RESEARCH. Intro. 3/19/01. House amendment makes the following changes to 3rd edition. Makes technical change.

H 943. DISCONTINUED SERVICE RETIREMENT ALLOWANCE. Intro. 4/2/01. Senate amendment makes the following changes to 2nd edition. Requires final action approving discontinued service retirement allowance for terminated member to be taken in an open meeting.

NEXT SESSIONS

Thursday, September 20, 2001

HOUSE convenes at 12:00 noon

SENATE convenes at 2:00 P.M.

341
25:2001/138

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 137 Vol. 2001, No. 138 Senate Legislative Day 138

Thursday, September 20, 2001

N.C. DOCUMENTS
CLEARINGHOUSE

SEP 25 2001

STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 20, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0231 EDUCATION REVENUE ACT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/25/2001
08-23-01, 08-28-01, 08-30-01, 09-18-01		
H0232 BUDGET REVENUE PROVISIONS-2001	H	CONCURRED ON 3RD READING
	H	RATIFIED
06-19-01, 08-23-01, 09-05-01, 09-11-01		
H0327 REVISE TREASURER INVESTMENT AUTHORITY.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
03-19-01, 03-27-01, 09-03-01, 09-18-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	SA	AMEND ADOPTED #1
	S	PASSED 2ND READING
06-19-01, 08-01-01, 08-29-01, 09-17-01, 09-20-01		
H0571 SIMPLIFY TAXES ON TELECOMMUNICATIONS-2.	S	PASSED 2ND READING
04-04-01		
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.	HA	AMEND ADOPTED #2
	H	PASSED 3RD READING
05-02-01, 09-10-01, 09-19-01, 09-20-01		
H1063 PAY FOR PERFORMANCE/LUST CLEANUPS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-24-01, 04-26-01, 09-20-01		
H1324 AMEND RETIREMENT DEFINITIONS.	H	RATIFIED
05-29-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	S	PASSED 2ND READING
08-23-01, 09-19-01		

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H1465 HONORING THE REVEREND DAVID WELLS HANSLEY.	H	CONCURRED IN S AMEND
09-17-01		
H1466 EXPRESSING SUPPORT FOR THE PRESIDENT.	H	PASSED 2ND & 3RD READING
S0017 ELECTION REWRITE/BALLOTS AND VOTING	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	S	CONF COM APPOINTED
03-07-01, 09-12-01		
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 9/25/2001
07-12-01, 07-30-01, 09-04-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
09-20-01		
S0748 BILL LEE ACT CHANGES-AB.	SA	AMEND ADOPTED #1
	S	PASSED 2ND READING
	S	PLACED ON CAL FOR 9/25/2001
09-19-01, 09-20-01		
S0890 MONEY TRANSMITTERS ACT.	H	POSTPONED TO 9/27/2001
05-16-01, 07-30-01, 08-23-01, 09-10-01		
S1005 THE APPROPRIATIONS ACT.	H	CONF COM REPORTED
	H	CONF HELD AS MATERIAL
	H	PLACED ON CAL FOR 9/20/2001
	S	CONF COM REPORTED
	S	CONF HELD AS MATERIAL
	S	PLACED ON CAL FOR 9/20/2001
	H	CONF REPORT ADOPTED 2ND
	S	CONF REPORT ADOPTED 2ND
05-28-01, 05-29-01, 05-30-01, 05-31-01, 06-26-01, 06-27-01, 06-28-01, 09-19-01		

LOCAL BILLS

S0035 MECKLENBURG/ IREDELL BOUNDARY CORRECTION.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
09-13-01, 09-18-01		
S0551 WELDON ANNEXATION AGREEMENT.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
07-25-01, 09-20-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 649. MV DEALER DISCLOSURE OF CERTAIN FEES. Intro. 3/22/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO REQUIRE CONSPICUOUS DISCLOSURE OF MOTOR VEHICLE DEALER ADMINISTRATIVE FEES AND FINANCE YIELD CHARGES AND TO INCREASE DEALER SURETY BOND PROTECTION AND TO CLARIFY THE LAW CONCERNING SALVAGE MOTOR VEHICLES.* Effective upon ratification and expiring Nov. 1, 2001, adds provision requiring DMV to issue or reissue an unbranded title for vehicles titled in NC between July 20, 2001, and Nov. 1, 2001, pursuant to GS 20-71.3 if the vehicle was a motor vehicle damaged by collision or other occurrence and if the cost of repairs did not exceed 75% of its fair market value. Changes effective date for other provisions to Dec. 1, 2001.

S 748. BILL LEE ACT CHANGES. Intro. 4/2/01. Senate committee substitute adopted 9/19/01 makes the following changes to 1st edition. Changes title to *AN ACT TO AMEND THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT AND TO EXEMPT SALES OF CERTAIN ELECTRICITY FROM SALES TAX.* Amends GS 105-129.3(e) to change population level for small counties from 10,000 to 12,000. Amends GS 105-129.4(a1)to provide that other property creates at least 200 new jobs if the taxpayer hires at least 200 additional full-time employees to fill new positions at the location in a 2-year period beginning when the property is first used in an eligible business. Amends GS 105-129.4(b) to provide that a taxpayer is eligible for the credit for creating jobs if, for the calendar year the jobs are created or the worker training is provided, the average wage of the jobs for the credit is claimed meets the wage standard and the average wage of all jobs at the location with respect to which the credit is claimed meets the wage standard. Adds new GS 105-129.4(b5) to provide that a taxpayer is eligible for the credit for substantial investment in other property under GS 105-129.12A with respect to a location only if the Sec'y of Commerce certifies that the taxpayer will purchase or lease and use in an eligible business at that location within a 3-year period at least $10 million of real property and that the location that is the subject of the credit will create at least 200 new jobs within 2 years of the time the property is first used in an eligible business. If the taxpayer fails to make the required level of investment certified within this 3-year period or fails to create the required number of new jobs, the taxpayer forfeits the credit. Amendments to GS 105-129.4 effective Jan. 1, 2002. Effective Jan. 1, 2002, amends GS 105-129.5(c) to provide that an unused credit with respect to research and development under GS 105-129.10 may be carried forward for the succeeding 15 years. Deletes application provision in GS 105-129.6(a). Amends GS 105-129.6(a1) to provide that claims for credit are to be filed with the Dep't of Revenue rather than Commerce. Enacts new GS 105-129.12A to establish conditions and procedures by which a taxpayer that has purchased or leased real property in an enterprise tier 1 or 2 area and begins to use the property in an eligible business during the taxable year may obtain a credit of 30% of the eligible investment amount. Makes other definitional and conforming changes. Amendments to GS 105-129.6 and new 105-129.12A effective Jan. 1, 2002. Effective Nov. 1, 2001, amends GS 105-164.13 to exempt from the sales tax the following sales of electricity separately metered or measured and sold to a manufacturer for the following uses: arc furnace; furnace used to make glass; aluminum smelting process; placing an electrical charge in a new lead-acid battery manufactured for sale; electrolytic process used to produce chlorine gas or chemicals manufactured for sale; resistance welding process used to produce wire fabric.

S 748. BILL LEE ACT CHANGES. Intro. 4/2/01. Senate amendment makes the following changes to 2nd edition. Provides that sales tax exemption for sales of certain electricity shall not be expanded.

S 1005. APPROPRIATIONS ACT OF 2001. Intro. 4/5/01. The budget bill adopted by the Senate is summarized in the *Daily Bulletin* of 5/29. The version adopted by the House is summarized in the *Daily Bulletin* of 6/27.The conference report recommends the following changes to 5th edition to reconcile matters in controversy. Provisions not in controversy are indicated as such, and summaries may be found in the digest of the House version.

Part I. Introduction and Title of Act – Not in controversy.

Part II. Current Operations/General Fund.

	2001-2002	2002-2003
EDUCATION		
Community Colleges System Office	643,695,459	643,195,459
Department of Public Instruction	5,879,640,364	5,922,188,546
University of North Carolina - Board of Governors		
Appalachian State University	85,231,527	85,494,527
East Carolina University		
Academic Affairs	120,720,504	121,983,572
Health Affairs	46,062,074	46,062,074
Elizabeth City State University	21,649,628	21,649,628
Fayetteville State University	30,796,571	30,796,571
NC Agricultural and Technical University	59,512,768	59,512,768
North Carolina Central University	44,381,352	44,381,352
North Carolina School of the Arts	16,408,836	16,682,455

North Carolina State University		
Academic Affairs	265,376,229	265,861,181
Agricultural Extension	37,434,400	37,434,400
Agricultural Research	46,704,489	46,678,373
University of North Carolina at Asheville	25,479,187	25,635,286
University of North Carolina at Chapel Hill		
Academic Affairs	199,610,018	200,119,532
Health Affairs	154,439,887	156,170,103
Area Health Education Centers	46,072,336	46,072,336
University of North Carolina at Charlotte	95,659,924	96,131,150
University of North Carolina at Greensboro	93,245,204	93,322,528
University of North Carolina at Pembroke	24,591,556	24,532,869
University of North Carolina at Wilmington	59,584,977	59,936,359
Western Carolina University	51,888,048	52,156,307
Winston-Salem State University	28,095,527	28,519,116
General Administration	40,280,589	41,276,013
University Institutional Programs	40,397,754	41,247,754
Related Educational Programs	103,637,912	103,637,912
North Carolina School of Science and Mathematics	11,487,156	11,839,342
UNC Hospitals at Chapel Hill	40,587,322	40,587,322
Total	1,789,335,775	1,797,720,830
HEALTH AND HUMAN SERVICES		
Department of Health and Human Services		
Office of the Secretary	48,108,705	48,008,705
Division of Aging	29,531,910	29,531,910
Division of Child Development	289,058,396	289,058,396
Division of Education Services	69,581,525	69,581,525
Division of Public Health	108,459,083	107,434,083
Division of Social Services	188,690,237	194,763,531
Division of Medical Assistance	1,981,237,528	2,219,046,892
NC Health Choice	32,987,142	37,487,142
Division of Blind Services/Deaf/HH	10,168,115	10,168,115
Division of Mental Health	581,394,627	581,068,627
Division of Facility Services	15,246,969	15,442,236
Division of Vocation Rehabilitation	42,768,956	42,088,956
Total	3,397,233,193	3,643,680,118
NATURAL AND ECONOMIC RESOURCES		
Department of Agriculture and Consumer Services	55,368,040	55,168,040
Department of Commerce		
Commerce	59,280,374	44,280,374
Commerce State-Aid	7,125,000	5,200,000
NC Biotechnology Center	5,270,468	6,270,468
Rural Economic Development Center	4,091,055	5,090,749
Department of Environment and Natural Resources		
Environment and Natural Resources	159,072,700	158,722,700
Clean Water Management Trust Fund	40,000,000	70,000,000
Office of the Governor - Housing Finance Agency	5,300,000	5,300,000
Department of Labor	15,517,906	15,117,906
JUSTICE AND PUBLIC SAFETY		
Department of Correction	923,995,281	930,964,916
Department of Crime Control and Public Safety	31,749,131	28,493,506

Judicial Department	305,491,140	305,465,135
Judicial Department - Indigent Defense	70,181,601	68,867,771
Department of Justice	73,142,775	73,720,793
Department of Juvenile Justice and Delinquency Prevention	140,800,030	142,554,017
GENERAL GOVERNMENT		
Department of Administration	61,085,019	60,815,019
Office of Administrative Hearings	2,795,155	2,795,155
Department of State Auditor	11,864,673	11,864,673
Office of State Controller	11,523,868	11,523,868
Department of Cultural Resources		
Cultural Resources	60,227,419	59,427,419
Roanoke Island Commission	1,859,463	1,859,463
State Board of Elections	3,186,269	3,186,269
General Assembly	39,383,848	39,553,848
Office of the Governor		
Office of the Governor	5,442,905	5,442,905
Office of State Budget and Management	5,458,547	5,354,938
Mapping and Surveying	0	0
Reserve for Special Appropriations	3,635,000	3,080,000
Department of Insurance		
Insurance	23,750,037	23,527,552
Insurance — Volunteer Safety Workers' Compensation	1,050,000	4,500,000
Office of Lieutenant Governor	669,545	669,545
Department of Revenue	77,100,467	77,955,704
Rules Review Commission	325,795	325,795
Department of Secretary of State	8,481,776	8,286,850
Department of State Treasurer		
State Treasurer	7,216,817	7,216,817
State Treasurer — Retirement for Fire and Rescue Squad Workers	10,301,897	12,379,780
TRANSPORTATION		
Department of Transportation	10,030,000	13,393,341
RESERVES AND DEBT SERVICE		
Contingency and Emergency	5,000,000	5,000,000
Reserve for Compensation Increases	193,842,000	193,842,000
Reserve for Salary Adjustments	500,000	500,000
State Employee Health Benefit Plan		
Statewide Reserve for State Health Plan	114,000,000	200,000,000
State Budget Office Reserve for State Health Plan	36,000,000	
Reserve for Teachers' and State Employees' Retirement Rate Adjustment	(241,002,720)	(241,002,720)
Reserve for Consolidated Judicial Retirement Rate Adjustment	(2,265,000)	(2,265,000)
Reserve for Mental Health Reform	47,525,675	0
Reserve to Implement HIPPA	15,000,000	0
Reserve for Information Technology Rate Adjustment	(4,000,000)	(4,000,000)

Debt Service		
General Debt Service	250,822,092	352,266,860
Federal Reimbursement	1,155,948	1,155,948
GRAND TOTAL CURRENT OPERATIONS – GENERAL FUND	$14,368,256,787	$14,780,657,357

General Fund Budget Reform Statement	2001-2002 ($ Millions)	2002-2003 ($ Millions)
1. Composition of the 2001-2002 beginning availability:		
a. Unappropriated balance	0.0	
b. Revenue collections in fiscal year 2000-2001 in excess of authorized estimates	0.0	
c. Unexpended appropriations during fiscal year 2000-2001 (Reversions)	0.0	
Beginning Unreserved Credit Balance	0.0	
2. Revenues Based on Existing Tax Structure	13,303.4	13,979.0
3. Non-Tax Revenues:		
Investment Income	164.0	171.0
Judicial Fees	112.8	115.9
Disproportionate Share	107.0	107.0
Insurance	45.5	47.4
Other Non-Tax Revenues	96.5	97.3
Highway Trust Fund Transfer	170.0	170.0
Highway Fund Transfer	14.5	15.3
Subtotal	14,013.7	14,702.9
4. Other Adjustments		
IRC Conformity Adjustment (included in House Bill 232)	(3.4)	(3.8)
North Carolina Railroad General Fund Repayment	19.0	
Senate Bill 353 Enhance Department of Revenue Collections	50.0	50.0
Education/Human Services/Mental Health/ Revenue Initiatives	435.3	614.4
House Bill 1157 Implementation – Closure of Tax Loopholes	61.3	64.3
House Bill 232 Implementation – Budget Revenue Provisions (Accelerations)	112.1	6.0
Increase in Nontax Revenues — Patients' Bill of Rights (Senate Bill 199)	0.4	0.9
Transfer/Adjustment of Cash from Special, Trust, Internal Service, and Reserve Funds	23.4	0.5
Court Fee Funds to State Bar	(0.8)	(1.7)
Credit to the Savings Reserve Account	(181.0)	
Subtotal	516.3	730.6
TOTAL GENERAL FUND AVAILABILITY	$14,530.0	$15,433.5

BUDGET TRANSFERS – Not in controversy.

Part III. Current Operations/Highway Fund

		2001-2002	2002-2003
(1)	Transportation admin. (84210)	$69,195,895	$69,195,895
(2)	Transportation operations (84220)	28,801,650	28,801,650

(3)	Transportation programs (84230)		
	State construction		
	Primary	-	-
	Secondary	87,462,000	89,387,000
	Urban	14,000,000	14,000,000
	Public access	2,000,000	2,000,000
	Spot safety	9,100,000	9,100,000
	Contingency	15,000,000	10,000,000
	Federal aid match	5,212,266	5,212,266
	Maintenance	578,632,263	571,609,292
	Asphalt plant/OSHA	425,000	425,000
	Capital	1,634,000	
	Ferry operations	19,747,132	19,747,132
	Aid to municipalities	87,462,000	89,387,000
	Rail	31,125,000	10,575,000
	Public transit	64,460,834	64,460,834
	Airports	5,000,000	
(4)	Governor's highway safety (84240)	266,693	266,693
(5)	Transportation regulation (84260)	98,654,012	98,649,802
(6)	Reserves and transfers (84270)	200,511,255	205,084,808
GRAND TOTAL CURRENT OPERATIONS AND EXPANSION		$1,318,690,000	$1,287,902,372

Highway Fund Budget Reform Statement	2001-2002	2002-2003
Beginning Credit Balance	$ 14,860,000	-
Estimated Revenue	1,303,280,000	$1,311,720,000
Additional Reversions	550,000	-
Total Highway Fund Availability	$1,318,690,000	$1,311,720,000

Part IV. Highway Trust Fund Appropriations – Not in controversy.

Part V. Block Grants

COMMUNITY SERVICES BLOCK GRANT		
01.	Community Action Agencies	$ 14,160,375
02.	Limited Purpose Agencies	979,017
03.	Department of Health and Human Services to administer and monitor the activities of the Community Services Block Grant	500,000
TOTAL COMMUNITY SERVICES BLOCK GRANT		$ 15,639,392
SOCIAL SERVICES BLOCK GRANT		
01.	County departments of social services (Transfer from TANF - $4,500,000)	$ 27,395,663
02.	Allocation for in-home services provided by county departments of social services	2,101,113
03.	Division of Mental Health, Developmental Disabilities, and Substance Abuse Services	3,234,601

04.	Division of Services for the Blind	3,105,711
05.	Division of Facility Services	426,836
06.	Division of Aging - Home and Community Care Block Grant	1,840,234
07.	Child Care Subsidies	3,000,000
08.	Division of Vocational Rehabilitation - United Cerebral Palsy	71,484
09.	State administration	1,693,368
10.	Child Medical Evaluation Program	238,321
11.	Adult day care services	2,155,301
12.	Comprehensive Treatment Services Program	750,000
13.	Transfer to Preventive Health Services Block Grant for emergency medical services	213,128
14.	Transfer to Preventive Health Services Block Grant for HIV/AIDS Prevention Activities	395,789
15.	Department of Administration for the N.C. State Commission of Indian Affairs In-Home Services Program for the Elderly	203,198
16.	Division of Vocational Rehabilitation - Easter Seals Society	116,779
17.	UNC-CH CARES Program for training and consultation services	247,920
18.	Office of the Secretary - Office of Economic Opportunity for N.C. Senior Citizens' Federation for outreach services to low-income elderly persons	41,302
19.	Transfer from TANF Block Grant for Division of Social Services - Child Caring Agencies	1,500,000
20.	Division of Mental Health, Developmental Disabilities, and Substance Abuse Services - Developmentally Disabled Waiting List for services	5,000,000
21.	Transfer to Maternal and Child Health Block Grant for Newborn Screenings	90,611
22.	Transfer to Preventive Health Services Block Grant for HIV/AIDS education, counseling, and testing	66,939
TOTAL SOCIAL SERVICES BLOCK GRANT		$ 53,888,298

LOW-INCOME ENERGY BLOCK GRANT

01.	Energy Assistance Programs	$ 8,092,113
02.	Crisis Intervention	5,795,825
03.	Administration	1,984,934
04.	Weatherization Program	2,684,116
05.	Department of Administration - N.C. State Commission of Indian Affairs	39,765
06.	Heating Air Repair and Replacement Program	1,252,588
TOTAL LOW-INCOME ENERGY BLOCK GRANT		$ 19,849,342

MENTAL HEALTH SERVICES BLOCK GRANT

01. Provision of community-based services in accordance with the

	Mental Health Study Commission's Adult Severe and Persistently Mentally Ill Plan	$ 5,192,826
02.	Provision of community-based services to children	2,378,540
03.	Establish Child Residential Treatment Services Program	1,500,000
04.	Administration	783,911
TOTAL MENTAL HEALTH SERVICES BLOCK GRANT		$ 9,855,277
SUBSTANCE ABUSE PREVENTION AND TREATMENT BLOCK GRANT		
01.	Provision of community-based alcohol and drug abuse services, tuberculosis services, and services provided by the Alcohol and Drug Abuse Treatment Centers	$ 14,501,711
02.	Continuation of services for pregnant women and women with dependent children	6,007,303
03.	Continuation of services to IV drug abusers and others at risk for HIV diseases	5,209,934
04.	Provision of services to children and adolescents	6,839,190
05.	Juvenile Services - Family Focus	774,414
06.	Child Residential Treatment Services Program	700,000
07.	Administration	2,423,049
TOTAL SUBSTANCE ABUSE PREVENTION AND TREATMENT BLOCK GRANT		$ 36,455,601
CHILD CARE AND DEVELOPMENT FUND BLOCK GRANT		
01.	Child care subsidies	$148,343,839
02.	Quality and availability initiatives	17,259,661
03.	Administrative expenses	6,550,000
04.	Transfer from TANF Block Grant for child care subsidies	76,675,000
TOTAL CHILD CARE AND DEVELOPMENT FUND BLOCK GRANT		$248,828,500
TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) BLOCK GRANT		
01.	Work First Cash Assistance	$114,181,958
02.	Work First County Block Grants	92,018,855
03.	Transfer to the Child Care and Development Fund Block Grant for child care subsidies	76,675,000
04.	Allocation to the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services for Work First substance abuse screening, diagnostic, and support treatment services and drug testing	3,500,000
05.	Cash Assistance Reserve	11,676,624

06.	Allocation to the Division of Social Services for staff development	500,000
07.	Reduction of out-of-wedlock births	1,440,000
08.	Substance Abuse Services for Juveniles	1,182,280
09.	Special Children Adoption Fund	2,811,687
10.	Business Process Reengineering Project Reserve	3,000,000
11.	Work First Job Retention – NC Rural Center ($270,000) Work Central Career Advancement Center ($380,000)	650,000
12.	Allocation to the Division of Public Health for teen pregnancy prevention	2,015,335
13.	Transfer to Social Services Block Grant for Child Caring Agencies	1,500,000
14.	Child Care Subsidies for TANF Recipients	26,621,241
15.	Work First Housing Initiative - Existing programs ($1,800,000) - New programs ($900,000)	2,700,000
16.	Allocation to the Division of Social Services for Domestic Violence Prevention and Awareness	900,000
17.	County Child Protective Services, Foster Care, and Adoption Workers	2,727,550
18.	Intensive Family Preservation Program	1,800,000
19.	Work First/Boys and Girls Clubs	900,000
20.	Transfer to Social Services Block Grant for County Departments of Social Services for Children's Services	4,500,000
21.	Support Our Students – Department of Juvenile Justice and Delinquency Prevention	2,475,607
22.	Residential Substance Abuse Services for Women With Children	4,500,000
23.	Domestic Violence Services for Work First Families	1,800,000
24.	After-School Services for At-Risk Children	2,700,000
25.	Division of Social Services - Administration	500,000
26.	Child Welfare workers and services for local departments of social services	7,654,841
27.	Child Welfare Training	2,000,000
28.	Individual Development Accounts	180,000
TOTAL TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) BLOCK GRANT		$373,110,978

MATERNAL AND CHILD HEALTH BLOCK GRANT

01.	Healthy Mothers/Healthy Children Block Grants to Local Health Departments	9,838,074
02.	High-Risk Maternity Clinic Services, Perinatal Education and Training, Childhood Injury Prevention,	

	Public Information and Education, and Technical Assistance to Local Health Departments	2,012,102
03.	Services to Children With Special Health Care Needs	5,078,647
04.	Transfer from Social Services Block Grant for Newborn Screenings	90,611
TOTAL MATERNAL AND CHILD HEALTH BLOCK GRANT		$ 17,019,434

PREVENTIVE HEALTH SERVICES BLOCK GRANT		
01.	Statewide Health Promotion Programs	$3,061,182
02.	Dental Services/Fluoridation	100,800
03.	Rape Crisis/Victims' Services Program - Council for Women	190,134
04.	Rape Prevention and Education Program - Division of Public Health and Council for Women	1,139,869
05.	Transfer from Social Services Block Grant - HIV/AIDS Prevention Activities	395,789
06.	Transfer from Social Services Block Grant - Emergency Medical Services	213,128
07.	Transfer from Social Services Block Grant – HIV/AIDS education, counseling, and testing	66,939
08.	Office of Minority Health	159,459
09.	Administrative Costs	108,546
TOTAL PREVENTIVE HEALTH SERVICES BLOCK GRANT		$5,435,846

NER BLOCK GRANT FUNDS. – Not in controversy.

Part VI. General Provisions – Makes the following changes: (1) adopts Senate version of amendment to GS 120-47.12 regarding agency legislative liaisons; (2) deletes provision regarding budgeting less than 100% of salary funds to state agencies; (3) changes the amount of reserve to implement HIPAA to $15 million: changes date of final report of Smart Growth Commission to Nov. 1, 2001; (4) enacts new GS 20-39.1 to establish procedures for the issuance of private, confidential, and fictitious license plates on publicly owned vehicles. Vehicles used for apprehending or arresting lawbreakers and vehicles used for transporting clients of mental health and similar authorities may be issued private plates. Confidential plates may be issued to law enforcement officers. Law enforcement officers engaged in undercover work may be issued fictitious plates.

PART VII. DEP'T OF ADMINISTRATION

Veterans' Scholarship Program. – Not in controversy.

Modifications to the State Employee Incentive Bonus Program. – Not in controversy.

Study of Motor Fleet Management. – Not in controversy.

Motor Pool Operations and Assignment of Vehicles. – Not in controversy.

Study State Capitol Security Services. – Deleted.

Transfer Board of Science and Technology. – Not in controversy.

Domestic Violence Commission Staffing. – Not in controversy.

Petroleum Overcharge Funds Allocation. Appropriates from certain funds remaining in the Special Reserve for Oil Overcharge Funds to the DHHS $1,300,000 for the 2001-02 fiscal year to be allocated to the

Weatherization Assistance Program. Any funds remaining in the Overcharge Funds after this allocation may be expended only as authorized by the General Assembly.

Historically Underutilized Businesses. Provides that the Sec'y of the Dep't of Administration shall maintain the Office of Historically Underutilized Businesses (HUB) as established by Executive Order 150 and addresses reporting to and by the HUB.

PART VIII. OFFICE OF ADMINISTRATIVE HEARINGS

Office of Administrative Hearings Reclassification of Positions. – Not in controversy.

PART IX. OFFICE OF THE STATE AUDITOR

Electronic Distribution of Auditor's Reports. – Not in controversy.

PART X. OFFICE OF THE STATE CONTROLLER

Overpayments Audit. – Not in controversy.

PART XI. DEP'T OF CULTURAL RESOURCES

Completion of the Information Technology Expansion Project and the Information Resource Management Comm'n Project Certification. Modifies House version to provide that the results of the IRMC Project Certification shall be presented no later than March 1, 2002.

Civil War Sites Tourism. Provides that the Dep't of Cultural Resources, the Dep't of Commerce and other organizations shall study the feasibility of creating tourism programs that highlight the state's Civil War History and present a report of their findings and recommendations by April 15, 2002.

PART XII. OFFICE OF THE GOVERNOR

Advisory Comm'n on Military Affairs. – Not in controversy.

Eliminate State Planning Unit and Rename Budge Office. – Not in controversy.

Transfer the Center for Geographic Information Analysis/Geodetic Survey and the Statewide Floodplan Mapping Unit. – Adopts the Senate version.

PART XIII. OFFICE OF STATE PERSONNEL

Abolish Office of State Personnel Prepare Program. – Not in controversy.

PART XIV. GENERAL GOVERNMENT

Use of Internet for Agency Publications. – Not in controversy.

PART XIV-A. GENERAL ASSEMBLY – Deleted.

PART XIV-B. STATE BOARD OF ELECTIONS

Early Voting Funds/Grants. – Not in controversy.

PART XIV-C. DEP'T OF STATE TREASURER – Deleted.

PART XIV-D. DEP'T OF REVENUE

Project Collect Tax. – Not in controversy.

Request for Proposal for Performance-Based Contract for Overdue Tax Collections. Provides for reporting by the Dep't of Revenue regarding its progress in developing a request for proposal for a performance-based contract to collect overdue tax debts.

State Tax Rate Administrative Costs. Allows the Dep't of Revenue to use specified funds to implement the change in the state sales tax rate enacted by the act.

PART XIV-E. DEP'T OF INSURANCE

Authorization of Reimbursement from the Insurance Regulatory Fund. Amends GS 58-6-25(d) by adding new subsections providing that money credited to the Insurance Regulatory Fund shall be used to reimburse the General Fund for (1) certain money appropriated for the office of Managed Care Patient Assistance Program (2) certain money appropriated to the Dep't of Insurance. Provision only becomes effective if Senate Bill 199, 2001 General Assembly, becomes law.

PART XIV-F. SECRETARY OF STATE

Printing and Distribution of North Carolina Manual. Amends GS 147-54 to provide that 2,350 copies of the manual shall be printed and that each member of the General Assembly shall receive only one copy.

PART XV. INFORMATION TECHNOLOGY

State Agencies to Report on Intellectual Property/Study State Intellectual Property Assets and Technology Transfers. Makes technical changes. Modifies section 15.1.(a) of the House version regarding reporting of proposed or pending transactions involving the release of state grants or loans to a non-state entity. Adds new sections providing that the Board of Science and Technology shall study and make recommendations regarding the transfer and use of intellectual property developed with state resources.

Security Standards for State Information Technology. – Not in controversy.

Executive Budget Act Information Technology Provisions. – Not in controversy.

Computer Networking Costs/Telecommunications Service Billing for State Agencies. Modifies the House version by changing certain deadlines. Adds a provision requiring the Office of State Personnel to conduct and report on market analyses comparing state and private sector information technology workers. Adds a provision requiring the Office of State Personnel to study and report on the costs of certain information technology networks.

Study State Agency Use of Contractors for Information Technology/Pilot Project Feasibility Study. Makes technical changes to Senate version. Deletes Sections 15.5.(b) and 15.5.(c) from Senate version. Modifies Senate version by changing reporting date. Adds provisions requiring study of outsourcing costs and requiring the Joint Select Committee on Information Technology to conduct a feasibility study of a pilot program to allow budget flexibility for converting information technology contractors to State employees.

E-Procurement/ Procurement Card Program. Adopts Section 15.6.(a) of Senate version. Adopts Section 15.6.(b) of Senate version, making technical changes, providing that in certain circumstances, the Board of Governors of the University of NC (Board of Governors) may exempt NC State University and the University of NC at Chapel Hill from the electronic procurement system, and providing that certain entities operating an electronic procurement system established prior to Sept. 1, 2001, may, until a certain date, continue to operate that system or opt into the NC service. Adds a new section providing that the Board of Governors shall take steps to encourage effective utilization of the NC electronic procurement service by the constituent institutions. Adopts Section 15.6.(b) of House version, making technical and other changes.

NC Information Highway Sites. – Adopts Sections 15.7.(a) and (b) of House version with minor changes. Adds new provisions providing that the Community Colleges System Office and Dep't of Public Instruction shall evaluate existing NCIH sites and consider appropriate actions for low utilization sites.

Reduction in Expenditures Based on Its Rate Reductions/No Rate Increases to Offset Reductions. Adds a new provision stating that the Office of Information Technology Services shall not increase rates to offset any reductions required by this act.

PART XVI. HOUSING FINANCE AGENCY

Home Program Matching Funds. – Not in controversy.

PART XVII. DEP'T OF AGRICULTURAL AND CONSUMER SERVICES

Authorize Promotion of NC Farm Products at Rest Areas and Welcome Centers. – Not in controversy.

Transfer of Rural Rehabilitation Corporation to Agricultural Finance Authority. – Makes technical change.

Farmland Preservation Funds. – Not in controversy.

Farmers Markets and Agricultural Centers/Vending Facility Exemption. Amends GS 111-42(c) to include farmers markets and agricultural centers within the definition of state property or state building.

PART XVIII. DEP'T OF LABOR

Labor Dep't/ Elevator Inspection Fee Receipts. Adopts Senate version, changing triggering event to House Bill 232 becoming law.

PART XIX. DEP'T OF ENVIRONMENT AND NATURAL RESOURCES

Statewide Beaver Damage Control Program Funds. – Not in controversy

Grassroots Science Program. Adopts Senate version, changing amount appropriated for both fiscal years to $3,120,000 and modifying amounts of grants-in-aid to designated entities.

Agricultural Cost Share Technical Assistance Program Funds. Provides that of the funds appropriated by the act to DENR for the Agricultural Cost Share Program for Nonpoint Source Pollution Control for financial assistance funding, $240,000 for 2001-02 and 2002-03 shall be used to support the cost-share technical assistance in certain soil and water conservation districts.

Terms for Members of the NC Parks and Recreation Authority. – Not in controversy.

Receipts for Zoological Parks Admission Fee Increase to Be Used For Marketing Purposes. – Not in controversy.

NC Water Quality Workgroup Initiative/Rivernet Monitoring System Pilot Program/Research Funds. – Not in controversy.

Continue One-Stop Permit Assistance Pilot Program. – Not in controversy.

Division of Radiation Protection Self-Sufficiency Program. – Not in controversy.

DENR to Study Feasibility of Transferring Sedimentation Program to Local Governments. – Not in controversy.

Submerged Lands Program/Secretary Designate Program Manager. Changes reporting date to Nov. 1, 2001.

DENR Reclassification of Senior Field Officer Positions Report. Changes reporting date to Jan. 1, 2002.

DENR Study of Environmental Permitting Process. Adopts Senate version.

Reallocate Town Fork Creek Funds. Not in controversy.

Fair Geographic Representation in Appointments to the Environmental Management Commission. – Not in controversy.

DENR Position for Scrap Tire Program. – Not in controversy.

PART XX. DEP'T OF COMMERCE

Tourism Promotion Funds. – Not in controversy.

Wanchese Seafood Industrial Park Funds/Oregon Inlet Funds. Adopts Senate version.

Industrial Recruitment Competitive Fund. Changes reporting date to Jan. 1, 2002.

Abolish Center for Entrepreneurship and Technology. – Not in controversy.

Commerce Study/Consolidate Business and Industry Division Regional Offices and Regional Economic Development Commissions. –Not in controversy.

Worker Training Trust Fund Appropriations. – Not in controversy.

Biotechnology Center. – Not in controversy.

Biotechnology Center/Technological Development Authority, Inc., Profit Sharing With State. –Adds a provision providing that if the Center or Authority fails to execute the specified legal agreement, all disbursements will be suspended until such agreement is executed.

NC Technological Development Authority, Inc./Yadkin/Pee Dee Lakes Projects, Inc./NC Real Enterprises World Trade Center NC Reporting Requirements. – Not in controversy.

Regional Economic Development Commission Allocations. – Not in controversy.

Regional Commission Reports. – Not in controversy.

Council of Government Funds. – Not in controversy.

Industrial Recruitment Competitive Fund. Deleted.

Global Transpark Development Commission Membership Changes. – Not in controversy.

Nonprofit Reporting Requirements. – Not in controversy.

Rural Economic Development Center. Reduces the overall funds that must be allocated in Section 20.15.(a) to specified programs to $1,788,749 in 2001-02 and 2002-03 and making changes in individual allocations. Reducing overall funds that must be allocated in Section 20.15.(e) to specified programs to $2,902,000 in 2001-02 and 2002-03 and making changes to individual allocations.

Opportunities Industrialization Center Funds. Makes technical changes and adds a new provision requiring the Rural Economic Development Center, Inc. to file an annual financial statement and providing for auditing of that statement.

Transfer Common Follow-Up Evaluation From OSBPM to ECS. – Not in controversy.

ESC to Expend Reed Act Funds. – Not in controversy.

NC Global Center Funds. – Not in controversy.

Restore Name of ABC Complex. – Not in controversy.

PART XXI. DEP'T OF HEALTH AND HUMAN SERVICES

DHHS Regional Offices. Adds a new provision requiring the DHHS to conduct an inventory of all Wake County offices.

Centralize Criminal Record Check Functions. – Not in controversy.

Prescription Drug Assistance Program Management. Makes technical changes.

Toll-Free Phone Line Inventory and Consolidation. Changes reporting date.

Coordination of Access to Pharmaceutical Company Prescription Drug Programs. Makes technical changes and changes reporting date.

Adult Care Home Reimbursement Rates Implementation Plan. Provides that DHHS shall consider the findings and recommendations in the "Adult Care Home Reimbursement Rates" performance audit and shall implement specified recommendations. Also includes a reporting requirement.

Long-Term Continuum of Care. – Not in controversy.

Recodification of Administrative Rules. – Not in controversy.

Transfer of Certain Funds Authorized. – Not in controversy.

Physician Services. – Not in controversy.

Eliminate Joint Legislative Public Assistance Commission. – Not in controversy.

Establish Office of Policy and Planning. – Not in controversy.

County Health and Human Services Budget Guidance. – Not in controversy.

Information Technology Project Contracts. – Not in controversy.

Use of Savings Realized from Elimination of Positions. – Not in controversy.

Intervention Services Unit. Adopts Senate version with technical changes.

Centralized Contracts System. Adds a provision that the Dep't shall not enter into new contracts for database management until the required centralized contracts system has been implemented.

Family Support Services. – Not in controversy.

HIV/AIDS Prevention Initiative. Makes technical changes.

Office of Economic Opportunity. Deleted.

DHHS Support to Local Governments. Deleted.

Medicaid Program. Makes the following changes. Provides that the professional service fee shall be $5.60 per prescription for generic drugs and $4.00 per prescription for brand name drugs. Changes references to Health Care Financing Administration to Centers for Medicare and Medicaid Services. Makes technical changes. Revises Section 21.19.(k) to provide that DHHS may undertake cost containment programs in accordance with Section 3 of S.L. 2001-395. Adds a new provision requiring DHHS to implement a new coding system for therapeutic mental health services. Adds a new provision, becoming effective no earlier than October 1, 2001, allowing DHHS to apply certain federal transfer of assets policies.

Adoption of Medical Coverage Policy Under State Medicaid Program; Medical Coverage Policy Exempt from Rule Making under APA. Provides DHHS shall adopt medical coverage policies for the State Medicaid Program that are consistent with national or Department-defined standards. New or amended policies are exempt from the rule-making requirements of GS Ch. 150B. Provides guidelines for developing, amending and adopting medical coverage policy. Adopts Section 21.20.(b) from House Bill section entitled *Medicaid Definition of Medical Necessity Exempt from Rule Making under APA; Determination of Medical Necessity,* making conforming changes and including an exemption for the NC Federal Tax Reform Allocation Committee.

County Medicaid Cost-Share. – Not in controversy.

NC Health Choice. – Not in controversy.

Disposition of Disproportionate Share Receipt Change. – Not in controversy.

Medicaid Cost-Containment and Growth Reduction. Changes reporting date.

Medicaid Cost-Containment Activities. Adopts provision in House version entitled *Medicaid Cost-Containment Reserve*, making the following changes. Provides that DHHS may use not more than $3,000,000 in each year of the 2001-03 fiscal biennium in Medicaid funds budgeted for program services to support the cost of administrative activities when cost-effectiveness and savings are demonstrated. Makes conforming changes.

Medicaid Program Management. Removes dollar amount of anticipated cost savings in Section 21.26.(b). Provides factors for the Dep't to consider in determining drugs to be included in the prior-authorization program. Make technical changes.

Carolina Access Program Improvements. – Not in controversy.

Study Optional Services Under Medicaid Program. – Not in controversy.

TBI Medicaid Waiver. Changes reference to the Health Care Financing Administration to the Center for Medicare and Medicaid Services. Changes reporting date.

Special Assistance Demonstration Project. Provides that payments may be made for up to 400 individuals. Provides that the standard monthly payment to individuals enrolled in the Special Assistance demonstration project shall be 50% of the monthly payment the individual would receive if he or she resided in an adult care home and qualified for Special Assistance, with one exception. Sets guidelines for implementation of Special Assistance in-home policies and procedures. Changes reporting dates and information required in reporting.

Senior Center Outreach. – Not in controversy.

Funds for Alzheimer's Association Chapters in NC. – Not in controversy.

Area Agencies on Aging Cost Savings Study; Reduction in Number of Agencies; Funds. Provides that only the Dep't shall study reducing the number of Area Agencies on Aging, thus eliminating target reduction from 17 to not more than 13 and not fewer than 11.

Division on Aging Consolidation of Sections. – Not in controversy.

Adult Care Home Resident Assessment Services. –Not in controversy.

Quality Criteria for Long-Term Care. – Not in controversy.

Limitations on State Abortion Fund. – Not in controversy.

Special Children Adoption Fund. – Not in controversy.

Foster Care and Adoption Assistance Payments. – Not in controversy.

Special Needs Adoption Incentive Fund. – Not in controversy.

State/County Special Assistance. Adopts House version but adds a provision providing that effective October 1, 2002, the maximum monthly rate for residents in adult care home facilities shall be $1,120 per month per resident.

State Maternity Home Fund. Adopts Senate version, adding a reporting provision.

Child Welfare System Pilots. – Not in controversy.

State Adult Day Care Fund. – Not in controversy.

Family Resource Centers. Adopts Senate version, making changes including the following. Makes technical changes. Modifies Section 21.48.(a) to provide that DHHS shall evaluate centers that primarily serve families with minor children. Adds a new section providing that in determining the allocation of funding, the Dep't shall ensure that centers have demonstrated that they have collaborative arrangements with other agencies. Amends GS 143B-152.15(b).

Reorganization of Division of Social Services. – Not in controversy.

Intensive Family Preservation Services Funding and Performance Enhancements. Adopts Senate version, with changes. Makes technical changes. Adds a new section providing for intensive services to certain children and families. Makes changes to provisions on data and information to be supplied by programs or entities receiving Intensive Family Preservation Funds. Changes reporting date and requirements. Amends GS 143B-150.5 and 143B-150.6(d). Repeals GS 143B-150.7 through 150.9.

TANF State Plan. Adopts Senate version with changes. Makes technical changes. Includes a provision requiring the DHHS to revise the NC Temporary Assistance to Needy Families State Plan FY 2001-03. Includes county budgeting requirements.

Repeal Recipient Identification System. – Not in controversy.

Child Support Pilot Program/Enhanced Standards. Adopts House version with changes. Deletes Section 21.53.(b). Changes reporting date.

Adult Care Home Model for Community-Based Services. – Not in controversy.

Funds for Child Support Services. Adopts Senate version, adding that $1,500,000 for the 2002-03 fiscal year shall be used for the same purpose.

TANF Cash Assistance Flexibility; Study Maintenance of Effort. Deleted.

Child Support Receipt Shortfall. Deleted.

Liability Insurance. – Not in controversy.

Private Agency Uniform Cost-Finding Requirement. – Not in controversy.

Butner Community Land Reservation. – Not in controversy.

Mental Health Developmental Disabilities, and Substance Abuse Services Trust Fund for System Reform Bridge and Capital Funding Needs and Olmstead. Amends GS Ch. 143, adding a new section establishing a trust fund for mental health, developmental disabilities, and substance abuse services and bridge funding needs. Sets out how monies in the fund may be used. Requires DHHS to develop a plan for the use of funds. Provides for transfer of funds from other sources into the trust fund.

NonMedicaid Reimbursement Changes. – Not in controversy.

Comprehensive Treatment Services Program. Provides that the program shall include a system of identifying and tracking children placed outside of the family unit. Requires that the Memorandum of Agreement

described in Section 21.60.(d). address availability of student records to a school unit receiving a child placed outside the child's home county. Changes reporting requirements.

Whitaker School. Adopts the Senate version with changes. Provides that DHHS will work with specified others to develop a plan for the transition of children from the school to their homes or alternative facilities. Contains reporting requirements.

Mental Retardation Center Transition Plan. Makes conforming changes. Changes Section 21.62.(d) to provide that before closing one or more State mental retardation centers, the Dep't shall report the closure to the Joint Legislative Commission on Governmental Operations.

Dorothea Dix Hospital. Requires identification of alternative locations for the new hospital. Changes reporting dates.

Reorganization of Division of Mental Health, Developmental Disabilities and Substance Abuse Services. Changes reporting date.

Reduce Administrative Costs of Area Mental Health, Developmental Disabilities, and Substance Abuse Authorities. Changes reporting date.

Services to Multiply-Diagnosed Adults. – Not in controversy.

Downsizing of Mental Retardation Centers. Makes conforming changes and changes reporting date.

State Psychiatric Hospital Bed Allocation Plan. Changes reporting date.

Child Care Allocation Formula. Makes technical changes. Changes the formula for the county's initial allocation. Modifies the provision on reallocation of unused funds.

Child Care Funds Matching Requirement. – Not in controversy.

Child Care Revolving Loan. – Not in controversy.

Early Childhood Education and Development Initiatives. – Not in controversy.

Child Care Subsidy Rates. Changes the provision on payment rates for child care providers in counties that do not have at least 75 children in each age group for center-based and home-based care.

Division of Child Development Reorganization. – Not in controversy.

Early Childhood Education and Development Initiatives Enhancements. Makes technical changes. Modifies Section 21.75.(a) by changing the policies DHHS and the NC Partnership for Children, Inc. must develop and implement. Further reduces allocation of funds to the NC Partnership for Children, Inc. Changes Section 21.75.(i) to amend GS 143B-168.12. Adds a new section on reporting.

Early Childhood Education and Development Initiatives Evaluation. – Not in controversy.

Development of More at Four Pilot Program. Makes technical changes.

Services for the Blind. Deleted.

Consolidation and Transfer of Program Funds in the Division of Services for the Blind. – Not in controversy.

Eligibility for Vocational Rehabilitation and Independent Living Services. – Not in controversy.

Maximization of Receipts for Early Intervention Programs. – Not in controversy.

Create Office of Education Services. – Not in controversy.

Closure of Central NC School for the Deaf at Greensboro. – Not in controversy.

Residential Schools for the Deaf. – Not in controversy.

Preschool Programs for the Deaf. – Not in controversy.

Early Intervention Pilots. – Not in controversy.

Evaluation of Early Intervention System. Changes reporting requirement.

Immunization Program Restitution Policy. Adds a provision providing that the section becomes effective when it becomes law.

Immunization Program Funding. – Not in controversy.

Prescription Drug Assistance Program. Adopts the Senate version.

Adolescent Pregnancy Prevention Initiatives. Adopts the Senate version with changes. Makes changes to funding provisions. Adds subsections providing that the Dep't may require an in-kind match of funds and that the Dep't shall periodically evaluate the effectiveness of teen pregnancy prevention programs.

AIDS Drug Assistance Program (ADAP). – Not in controversy.

Division of Public Health Reorganization. Changes reporting date.

Division of Public Health Nurse Consultant and Public Health Educator Consolidation. Provides that the DHHS shall, in partnership with others, evaluate nurse consultant and health educator positions to determine feasibility of consolidating duties and responsibilities. Adds a reporting requirement.

State Laboratory. – Not in controversy.

Enhancement of State Center for Health Statistics. Deleted.

Centralization of Statistical Management and Analysis Functions. Providing for the centralization of statistical management and analysis functions across the DHHS.

Public Health Prevention Activities Report. – Not in controversy.

Heart Disease and Stroke Prevention Task Force. – Not in controversy.

Newborn Hearing Screening Report Program. – Not in controversy.

Intensive Home Visiting. Modifies Section 21.97.(a) prohibiting DHHS from using State funds to contract for evaluation or technical assistance for the 2001-02 fiscal year. Includes requirements if DHHS enters into such contracts using non-State funds.

Access to Oral Health Care. Adopts the Senate version with changes. Requires that specified funds appropriated to DHHS be used to develop and implement a plan to improve access to dental services for certain individuals. Restricts use of funds.

Contractual Service Limitation. Makes technical changes and changes to provisions on data collection

Prescription Drug Initiatives Grant Funds. – Not in controversy.

PART XXII. JUDICIAL DEPARTMENT

Transfer of Equipment and Supply Funds. — Not in controversy.

Report on Community Mediation Centers. — Makes technical change.

Sentencing Services Report — Not in controversy.

Add Special Superior Court Judge/Eliminate Vacant Superior Court Judgeship in District 4B/Add Superior Court Judgeship in District 24. — Adds new provision, effective Oct. 1, 2001, authorizing the Governor to appoint a special superior court judge for a five-year term to serve under the same requirements as regular superior court judges except the requirement of residence in a particular district. Modifies effective date to incorporate approval requirement under the Voting Rights Act. Remainder not in controversy.

Business Court.— Not in controversy.

Eliminate Unnecessary or Obsolete Reports. — Not in controversy.

Collection of Worthless Checks Fund.— Not in controversy.

Authorize Family Drug Treatment Courts To Serve Addicted Parents of Abused and Neglected Children and To Serve Substance-Abusing Juvenile Offenders Who Come Under the Courts' Jurisdiction/Drug Treatment Court Program for Judicial District 28.— Incorporates provisions from Senate version. Adds provision authorizing the Judicial Department to seek non-state funds and provide technical assistance to local drug treatment court planning committee to implement program in the 28th Dist.

Transfer of Funds to Office of Indigent Defense Services.— Increases authorization for transfer of funds to cover fees held over from the 2000-2001 fiscal year from $1,500,000 to $2,400,000.

North Carolina State Bar Funds. — Not in controversy.

Assistant Public Defender Longevity/Office of Indigent Defense Services Amendment And Corrections.-- Adds new section to amend GS 7A-498.4(b) to specify that certain members of the Commission on Indigent Defense Services must be attorneys. Remainder not in controversy.

Office of Indigent Defense Services Report.— Not in controversy.

Assistant Public Defenders/Public Defender Office Personnel. —Not in controversy.

Dedicate a Portion of Court Costs to Provide Access to Civil Justice.— Incorporates provisions from Senate version, but changes from $1.15 to $1.05 the amount to be remitted to the State Bar for purposes set out in the bill. Adds reporting requirement and effective date of Jan.1, 2002.

Pisgah Legal Services Funds.— Deleted.

Authorize Additional Magistrate — Reduces maximum number for Brunswick from 10 to 9.

Eliminate Vacant District Court Judgeship. — Eliminates 1 judgeship in Dist. 17A, giving that district 2 rather than 3.

Part XXIII. Department of Justice

Use of Seized and Forfeited Property. — Makes technical change.

Private Protective Services and Alarm Systems Licensing Boards Pay for use of State Facilities and Services. — Not in controversy.

Certain Litigation Expenses to be Paid by Clients. — Not in controversy

Reimbursement for UNC Board of Governors Legal Representation. — Not in controversy

Report on Criminal Records Checks Conducted for Concealed Handgun Permits/Study Fee Adjustment for Criminal Records Checks. — Not in controversy.

Criminal Justice Information Network Report/Add Representative from the Department of Juvenile Justice and Delinquency Prevention to the Board. — Not in controversy.

Provide for Collection of Traffic Law Enforcement Statistics on Stops made by Certain Local Law Enforcement Agencies. — Adopts Senate provision with addition that the division publish and distribute by Dec. 1 of each year a list indicating the law enforcement officers that will be subject to the provisions of the subdivision during the calendar year commencing on the following Jan. 1.

Drug Education Program Training/Review. — Not in controversy.

Abolish Office of Inspector General. — Not in controversy.

Attorney General to Report on Pending Lawsuits. — Not in controversy.

Part XXIV. Department of Juvenile Justice and Delinquency

SOS Administrative Cost Limits and Repeal Conference Requirement. — Not in controversy.

Juvenile Crime Prevention Council Grant Reporting, Certification, and Funding of Research-Based Programs. — Not in controversy.

Reports on Certain Programs. — Not in controversy.

State Funds May Be Used as Federal Matching Funds. — Not in controversy.

Annual Evaluation of Community Programs. — Not in controversy.

Continue Cumberland Juvenile Assessment Center. — Makes technical changes.

Teen Court Guidelines Codified. — Strengthens reporting requirements of courts to Dept. of Juvenile Justice and Delinquency Prevention.

Youth Development Center Plans. — Not in controversy.

Transfer Funds and Positions to the Department of Health and Human Services. — Not in controversy.

Expand Number of Juveniles Served by Eckerd Camp. — Appropriates $351,233 to increase number of juveniles served at Eckerd Camp.

Part XXV. Department of Correction

Earned Time Credit for Medically and Physically Unfit Inmates. — Not in controversy.

Federal Grant Reporting. — Not in controversy.

Limit Use of Operational Funds. — Not in controversy.

Reimburse Counties for Housing and Extraordinary Medical Costs for Inmates, Parolees, and Post-Release Supervisees Awaiting Transfer to State Prison System. — Not in controversy.

Use of Closed Prison Facilities. — Not in controversy.

Inmate Costs/Medical Budget for Prescription Drugs. — Not in controversy.

Federal Grant Matching Funds. — Not in controversy.

Structures Sentencing Study. — Makes technical changes.

Extend Limits of Confinement for Terminally Ill and Permanently and Totally Disabled Inmates. — Adopts Senate provision.

Energy for Committed Offenders/Contract and Report. — Not in controversy.

Medium Custody Road Crew Compensation. — Directs that $2,842,233 appropriated from Highway Fund to Dep't of Correction for 2001-2002 is one-time appropriation to ensure that dep't is fully reimbursed for highway-related labor performed by prisoners for 1999-2001.

Clarify Law Providing for Compensation to Persons Erroneously Convicted and Increase the Amount of Compensation Allowed. — Adopts Senate provision.

Reduce Summit House Appropriation. — Not in controversy.

Modification of Funding Formula for the North Carolina State-County Criminal Justice Partnership Formula/Unexpended Balance Reversion. — Not in controversy.

Post-Release Supervision and Parole Commission/Report on Staffing Reorganization and Reduction. — Not in controversy.

Reports on Nonprofit Programs. — Not in controversy.

Exemption from Licensure and Certificate of Need. — Not in controversy.

Report on Probation and Parole Caseloads. — Not in controversy.

Report on Inmates Eligible for Parole. — Not in controversy.

Impact Program. — Increases appropriation for program to $5,028,261 for 2001-02 and $4535,435 for 2002-03, and states that it is intention of General Assembly that the IMPACT boot camp program be eliminated by June 30, 2003.

Contracting for Inmate Health Care. — Directs Dep't of Correction to expand its efforts to determine the benefits of contracting for inmate health care services and report to the appropriate committees of the General Assembly on those efforts by Feb. 15, 2002.

Charges for Inmate Health Care. — Deleted.

Authorize Prison Construction. — Authorizes dep't to contract for construction of 3 new close-custody facilities, to be located in Anson, Alexander, and Scotland counties.

Part XXVI. Department of Crime Control and Public Safety

Annual Evaluation of the Tarheel Challenge Program. — Not in controversy.

Legislative Review of Drug Law Enforcement and Other Grants. — Not in controversy.

Victims Assistance Network Report. — Not in controversy.

Revise Report on Crime Victims Compensation Fund. — Not in controversy.

Boxing Commission Reports/Funds Do Not Revert. — Deleted.

Termination of Certain ALE Positions. — Not in controversy.

Transfer Community Service Work Program and Terminate Vacant Positions. — Effective Jan. 1, 2002, merges Community Service Work Program of Div. of Victims and Justice Services of Dep't of Crime Control and Public Safety with Div. of Community Corrections of Dep't of Correction.

PART XXVII. DEPARTMENT OF TRANSPORTATION

Repeal Bond Retirement Transfer from Highway Fund to Highway Trust Fund — Not in controversy.

Design-Build Transportation Construction Contracts Authorized — Not in controversy.

Small Urban and Contingency Funds — Reduces appropriation for FY 2001-02 from $15 million to $12 million.

Cash-Flow Highway Fund and Highway Trust Fund Appropriations — Not in controversy.

Western North Carolina Rail Operations and Station Right-of-Way Acquisition Funds — Combines section previously entitled Western NC Amtrak Thruway Bus Service Operations and Station Right-Of-Way Acquisition Funds with section previously entitled Department of Transportation to Negotiate on Western North Carolina Rail Service, and makes following changes. From funds appropriated to DOT for passenger rail service in Western NC for FY 2001-02, authorizes up to $250,000 to contract for engineering study to determine necessary infrastructure for passenger rail service in Western NC; and authorizes up to $300,00 for right-of-way station in City of Asheville (was, $320,000 for stations in Asheville and Town of Valdese). Provides for reversion of $550,000 (was, $320,000) of remaining unencumbered funds for FY 1998-99 for Western NC passenger rail service. Also requires DOT to report to Joint Legislative Comm'n on Governmental Operations and Joint Legislative Transportation Oversight Committee at least 30 days before expending funds appropriated in prior years; changes due date and recipients of reports from DOT.

Charlotte Station — Deleted.

Highway Trust Fund Study Committee — Deletes requirement that each of appointments must be from different distribution region.

Charlotte Downtown Intermodal Station — Makes technical changes.

Division 3 Headquarters Complex Funds — Not in controversy.

Department of Transportation Authorized to Accept Electronic Bids — Not in controversy.

Department of Transportation Authorized to Establish an Escort Driver Certification Program — Deletes provisions on issuance of initial identification cards, learner's permits, and drivers licenses.

DMV/Proof of Residency/Social Security #/ITIN — Adds new provision amending GS 20-7 as follows. Requires that of two forms of ID presented by applicant to obtain ID card, learners permit, or drivers license, one must indicate applicant's residence; directs DMV to adopt rules governing adequacy of proof of residency and address, provides examples of documents that are reasonably reliable indicators of residency, and allows applicant to submit affidavit swearing to address if applicant cannot produce any of specified documentation. Allows applicant to provide valid individual taxpayer identification number (ITIN) in lieu of social security number if applicant is ineligible for one. Prohibits DMV from issuing, renewing, or accepting address change with respect to ID card, learners permit, or drivers license unless applicant has social security number or ITIN. Effective Jan. 1, 2002.

Transfer Responsibilities of Governor's Highway Safety Program to the Office of the Secretary of Transportation — Not in controversy.

Drivers License/Motor Vehicle Registration Section Consolidation Study — Not in controversy.

Appropriation to the Department of Transportation to Fund Aviation Grants — Not in controversy.

DOT Regulation of the Transit of Motor Homes — Not in controversy.

Asphalt Pavement Recycling — Adopts Senate version.

Aviation Division Study the Transfer of the Global Transpark Airport — Changes due date and recipients of study.

State Board of Community Colleges to Study Transfer of Global Transpark Education and Training Center — Changes due date and recipients of study.

Contract Agent Rate Increase — Not in controversy.

Issuance of Temporary Rules Governing Minimum Criteria Transportation Projects — Makes technical change.

Department of Transportation Productivity Pilot Programs — Not in controversy.

Department of Transportation Cash Flow Management — From cash balance of Highway Trust Fund, authorizes DOT to use $220 million (was, $200 million) in FY 2001-02, $205 million (was, $150 million) in FY 2002-03, and $255 million (was, $150 million) in FY 2003-04. Changes allocations of those funds as follows: Authorizes $150 million (was, $120 million) for primary route preservation in each of fiscal years 2002-03 and 2003-04 and authorizes up to 10% of amounts allocated for 2001-04 to be used in discretion of Transportation Sec'y for highway improvement projects that further economic growth in rural and small urban areas, that are in Transportation Improvement Program, and that are approved by Board of Transportation; authorizes $20 million in FY 2001-02, $25 million in FY 2002-03, and $75 million in FY 2003-04 for public transportation. Also adds new GS 136-176(b1) authorizing Transportation Sec'y to transfer funds allocated under subsection GS 137-176(b) for other projects in accordance with procedures specified in new subsection.

State Tire Retreading Contract — Not in controversy.

State Highway Patrol to Report to Legislative Oversight Committees on Budgetary Matters — Not in controversy.

Legislative Research Commission to Study Nonbetterment Utility Relocation Costs in Highway Construction — Not in controversy.

Department of Transportation to Evaluate the Locations of Proposed Public and Private Schools to Enhance Traffic Operations and Safety — Makes technical change.

Regional Public Transportation Authority Capital Reserve Fund Accumulation — Not in controversy.

Rail Division Funds for Railroad Bridge Replacement Project Planning and Preliminary Engineering — Deletes provision directing DOT to use up to $1 million of appropriation to DOT Public Transportation Division for new start projects and to use up to $5.3 million of appropriation to DOT Rail Division for other projects designated by NC Railroad Board of Directors. Provides that of funds appropriated to DOT Rail Division, up to $800,000 shall be used for planning and preliminary engineering of Neuse railroad bridge east of Kinston replacement project and Highway 54 railroad bridge in Research Triangle Park replacement project.

PART XXVIII. PUBLIC SCHOOLS

Litigation Reserve Funds Do not Revert — Not in controversy.

Children with Disabilities — Decreases from $2,662.87 to $2,650.28 amount allocated per child.

Funds for Academically Gifted Students — Not in controversy.

At-Risk Student Services/Alternative Schools — Not in controversy.

Uniform Education Reporting System (UERS) — Not in controversy.

Supplemental Funding in Low-Wealth Counties — Makes technical change.

Small School System Supplemental Funding — Changes base for consolidated funds allotment to at least $540,074 (was, $466,000).

Funds to Implement the ABCs of Public Education Program — Not in controversy.

Students with Limited English Proficiency — Not in controversy.

Expenditures for Driving Education Certificates — Not in controversy.

Teacher Salary Schedules — Not in controversy.

School Administrator Salary Schedules — Not in controversy.

Central Office Salaries — Not in controversy.

Noncertified Personnel Salaries — Not in controversy.

High School Exit Exams — Not in controversy.

Fairness in Testing Program — Adds new GS 115C-36(39) requiring local school board to adopt policies that include opportunities for parents and guardians to discuss decisions to retain students; deletes provision that would have given parent or guardian right to appeal and related rights. Requires Joint Legislative Education Oversight Committee to evaluate alternative schools. Deletes new GS 115C-105.48, which would have provided

that school referring student to alternative school would continue to have been accountable for student's educational performance and that alternative school may have been accountable. Changes effective date of amendments to GS 115C-288(a) and 115C-105.41 to Dec. 1, 2001.

Full Program Authorizing the Use of Mentor Funds for Full-Time Mentors — Not in controversy.

Support for Initially Certified Teachers — Adds provision directing State Board of Education to study mentor program and performance-based licensure program to determine whether these programs provide adequate support for initially certified teachers.

Phase in ADM Reductions Due to Charter Schools — Not in controversy.

Medicaid Outreach — Not in controversy.

Funds for Noninstructional Support Personnel May Be Used for Staff Development — Not in controversy.

Study Textbook Distribution System — Eliminates as one of listed study issues the advisability of eliminating or restructuring the Textbook Commission to improve local control of textbooks.

Abolish the North Carolina Standards Board for Public School Administration — Not in controversy.

Guidelines for Charter School Enrollment — Deletes amendment to GS 115C-238.29D(b), which would have allowed State Board of Education to authorize up to 125 instead of 100 charter schools statewide. Eliminates requirement that State Board of Education transfer $250,000 to Charter School Reserve each year of 2001-03 biennium to implement increase in number of charter schools.

Charter School Advisory Committee/Charter School Evaluation — Not in controversy.

Teacher Academy — Not in controversy.

Modify Law Regarding Children with Disabilities — Not in controversy.

Closing the Achievement Gap — Deletes amendments to GS 115C-105.35 and GS 115C-105.20(a) concerning preparing children to read at grade level and to enjoy reading before they enter second grade. Revises new GS 115C-105.27(1a) to provide that school improvement plan shall include a plan for preparing students to read at grade level by the time they enter second grade (was, plan ensuring that they read at grade level before they enter second grade); also provides that school improvement plan shall require kindergarten and first grade teachers to notify parents or guardians when child is not reading at grade level and is at risk of not reading at grade level by time child enters second grade. Encourages State Board of Education to consider standards for kindergarten, first grade, and second grade that could be included in state's assessment of school's performance. Changes due date for report by State Board of Education on closing the achievement gap.

Clarify Law Regarding Mentors for Second-Year Teachers — Not in controversy.

Funds for the Testing and Implementation of the New Student Information System — Not in controversy.

Expenditure of Funds to Improve Student Accountability — Not in controversy.

Study the Salaries of School Food Service Workers and Custodians — Not in controversy.

Character Education — Not in controversy.

Study of Salary Differentials for Instructional Personnel and for Instructional Support Personnel — Not in controversy.

Flexibility to Implement Base Budget Reduction — Adds provision that Dep't of Public Instruction may convert state-paid contracted position to state-paid employee position only if conversion will save state resources and resulting number of positions does not exceed total authorized in appropriations to Dep't of Public Instruction. Requires Dep't by June 30, 2002, to convert sufficient state-paid contracted positions to employee positions to accomplish annualized savings of at least $390,000. Requires Dep't to report to Joint Legislative Education Oversight Committee prior to May 1, 2002.

Funds for Instructional Supplies — Provides that funds appropriated in act for classroom supplies shall be used to enable classroom teachers to purchase up to $100 for supplies for their classrooms. Requires local school administrative units to report to Dep't of Public Instruction by Feb. 15, 2002, and requires Dep't of Public Instruction to report to Joint Legislative Education Oversight Committee and Joint Legislative Comm'n on Governmental Operations by April 1, 2002.

NC Wiseowl Web Site — Not in controversy.

Overtime for School Employees — Not in controversy.

Funds for Teacher Recruitment Initiatives — Not in controversy.

Limitation on Use of Kindergarten Funds — Adds provision reducing maximum class size limits for kindergarten by one (to one teacher for every 19 students) for 2000-01. and by two (to one teacher for every 18 students) by 2002-03.

Explornet Audit — Adds provision that 80% of any funds disbursed pursuant to this section shall be distributed in the form of grants to local school administrative units.

Low Wealth Transition Funds — Authorizes State Board of Education to allocate funds from Average Daily Membership Contingency Reserve and from State Aid to Local School Administrative Units to local school administrative units when low-wealth supplemental funding decreases by specified amount. Limits allocation to 60% of decrease in funding for each local unit. Applies to FY 2001-02 only.

Substitute School Personnel/Unemployment Definition — Adds new GS 96-8(10)e. providing that no substitute teacher or other substitute school personnel shall be considered unemployed for days or weeks when not called to work unless the individual is or was a permanent school employee regularly employed as a full-time substitute during that time.

School Bus Replacement — Adds provision that if state replaces school bus during FY 2001-02 in one of the two county school administrative units with the lowest average daily membership, that local unit may retain at no cost one bus that would be declared surplus for use as a student activity bus.

XXIX. HIGH PRIORITY SCHOOL ASSISTANCE AND ACCOUNTABILITY

Immediate Assistance to the Highest Priority Elementary Schools — Eliminates bonus of $500 to state and local teachers in priority schools, reducing total appropriation from General Fund to State Aid to Local School Administrative Units by $531,458 for each year of 2001-03 biennium.

Immediate Actions to Address Teacher Shortage — Increases allocation from $1,968,542 to $2.5 million for each year of 2001-03 biennium. Of these funds, increases allotment for annual bonuses for certain math, science and special education teachers from $968,542 to $1.5 million each year of 2001-03 biennium for increase in bonus of $1,150 to $1,800 per teacher. Adds provision that it shall not constitute a demotion for teacher who receives a bonus to be reassigned to school or position for which there is no bonus or for bonus to be discontinued or reduced.

Comprehensive Assistance to Continually Low-Performing Schools — Not in controversy.

Additions to the Local Superintendent's Plan to Improve a Low-Performing School — Provides that section becomes effective when act becomes law.

Appropriations for Continually Low-Performing Schools — Adds provision stating that notwithstanding any other provision of law, State Board of Education may implement intervention strategies for 2001-02 school year that it deems appropriate.

Evaluation of Initiatives to Assist High-Priority Schools — Increases maximum class size from one to two over allotment ratio for portion of 2001-02 school year beginning Jan. 1, 2002, for grades K-3 in high-priority schools. Also adds provision allowing local school administrative unit that is unable to implement class-size limitation for high-priority school for 2001-02 school year to request waiver. Requires that evaluation of initiatives to assist high-priority schools include assessment of impact of bonuses for certain math, science and special education teachers.

Allocation of Federal Funds for Priority Schools — Not in controversy.

XXX. COMMUNITY COLLEGES

Community College Funding Flexibility — Not in controversy.

Permit Transfers of Funds to the New and Expanding Industry Training Program — Not in controversy.

Reorganization of the Human Resources Development Program — Not in controversy.

Management Information System Funds — Not in controversy.

Employment Security Commission Funds/Extend Training and Reemployment Contribution — Amends GS 96-6.1(a) to change threshold when training and reemployment contribution is due and extends such contributions to calendar quarters up to Jan. 1, 2006 (was, Jan. 1, 2002). Sets forth rates of contribution when training and reemployment contribution applies and when it does not apply.

Modify Term of Community College Faculty Contracts — Not in controversy.

Realignment of Accounts for Institutional and Administrative Support — Not in controversy.

Study of Discrepancies in Faculty Salaries — Not in controversy.

State Board Reserve Allocations — Not in controversy.

Consolidate and Coordinate Workforce Development Programs. Adopts Senate version on transferring Bureau of Training Initiatives from Dept. of Labor to Community Colleges System, except provides that changes may not take place before Jan. 1, 2002 (was, Oct. 1, 2001). Also transfers Apprenticeship program no earlier than Jan. 1, 2002, from Dept. of Labor to Community Colleges System.

Transfer of Cash Balances — Not in controversy.

Asheville-Buncombe Technical Community College Funds Do not Revert — Not in controversy.

Maintenance of Plant Operations — Not in controversy.

Focused Industrial Training Program — Not in controversy.

Community Colleges System Office Flexibility — Deleted.

Home Schooled High School Students May Take Developmental Courses at Community Colleges — Deleted.

Community College Trustees/Travel Reimbursement — Amends GS 115D-117 to provide that expenses for out-of-state travel, meals, and lodging for trustees may be reimbursed from local funds in discretion of local board but may not be reimbursed from state funds.

PART XXXI. UNIVERSITIES

Aid to Private Colleges — Adds new GS 116-21.4 providing that expenditures pursuant to GS 116-19 through GS 116-21.2 may be used only for secular educational purposes; also provides that expenditures under those sections may not be used for any student who has committed certain criminal offenses. Amends new GS 116.21.3 to provide that legislative tuition grant shall be reduced by 25% for any student who has completed 140 semester hours or equivalent. Amends GS 116-19 to require State Education Assistance Authority to include in its annual report to Joint Legislative Education Oversight Committee information on scholarships under that section.

Academic Market Pilot Program — Not in controversy.

Aid to Private Medical Schools/Funding Formula — Not in controversy.

Study Professional Development Programs for Public School Professionals — Not in controversy.

Teacher Assistant Scholarship Fund — Not in controversy.

UNC Budget Flexibility/Must Honor Budget Reductions — Not in controversy.

Offer Teacher Education Programs through Distance Education — Adds provision requiring UNC Board of Governors to determine funds to be allocated to each eligible constituent university based on number of student credit hours taught in teacher preparation courses through distance education at that institution.

UNC Surplus Property Guidelines — Requires UNC Board of Governors and Dept. of Administration to develop guidelines and methods by March 1, 2002, for disposing of surplus property. Requires report to Appropriations Committees of House and Senate by March 15, 2002.

Substitution of UNC-CH Bond Projects — Not in controversy.

Masters Ed. Administration at A&T State, NCCU, UNC-Pembroke/Study Possible Pharmacy School at ECSU/Study Possible Dentistry School at ECU and Possible Engineering School at ECU, Western Carolina. and UNC at Asheville — Not in controversy.

UNC Board of Governors May Authorize Certain Management Flexibility for Special Responsibility Constituent Institutions — Adopts Senate version with following changes. Changes date by which Board of Governors must adopt policies, compensation structures, and pay ranges for appointment and compensation of senior personnel to Jan. 1, 2002 (was, Sept. 30, 2001); deletes provisions concerning management flexibility for other personnel, property, and purchases (see subsections (d), (e), and (f) of GS 116-40.22 in Senate version) and directs further study of those issues; and requires that Board of Trustees of constituent institution report to Joint Legislative Education Oversight Committee as well as to Board of Governors.

Progress Board — From funds appropriated to UNC Board of Governors for Strategic Initiative Reserve for each year of 2001-03 biennium, allocates $250,000 for Progress Board.

Transfer Chinqua-Penn Plantation Funds — Not in controversy.

UNC Board of Governors Report on Overhead Receipts — Not in controversy.

Focused Growth Institutions/Use Overhead Receipts — Deleted.

UNC System/Increase Out-of-State Tuition Rate/Limit In-State Tuition Cost — Deleted.

PART XXXII. SALARIES AND EMPLOYEE BENEFITS

Governor and Council of State/No Salary Increases — Not in controversy.

Nonelected Department Head/No Salary Increases — Not in controversy.

Certain Executive Branch Officials/No Salary Increases — Not in controversy.

Judicial Branch Officials/No Salary Increases — Not in controversy.

Clerk of Superior Court Salary Increases — Not in controversy.

Assistant and Deputy Clerks of Court/Salary Increase — Not in controversy.

Magistrates' Salary Increases — Not in controversy.

General Assembly Principal Clerks — Not in controversy.

Sergeant-at-Arms and Reading Clerks — Not in controversy.

Legislative Employees — Not in controversy.

Community Colleges Personnel/Salary Increases — Not in controversy.

University of North Carolina System/EPA Salary Increases — Not in controversy

Most State Employees — Not in controversy.

All State Supported Personnel — Not in controversy.

Temporary Sales Tax Transfer for Wildlife Resources Commission Salaries — Not in controversy

Clean Water Management Trust Fund Personnel — Not in controversy.

Limit Clean Water Management Trust Fund Administrative Expenses — Amends GS 113-145.3(d) to allow up to 2% of annual balance of Fund on July 1 or $1,250,000, whichever is greater, for administrative expenses

Severance Pay/Salary Adjustment Fund — Not in controversy.

State Employee Health Plan Changes — Deleted.

New Receipt-Supported Positions/Consultation Requirement — Adds new GS 143-34.1 requiring agencies of state government to consult with Joint Legislative Comm'n on Governmental Operations before establishing receipt-supported positions.

Salary-Related Contributions/Employers — Decreases state's employer contribution rates for retirement and related benefits for 2001-03 from 5.02% to 5% for teacher and state employees and from 10.02% to 10% for state law enforcement officers.

Temporary Employees of the General Assembly — Amends GS 120-32(1) to provide that such employees are exempt from GS 135-3(8)c. as to compensation earned in that status. Effective Jan. 1, 2001.

Provide Cost-of-Living Increases for Retirees of the Teachers' and State Employees' Retirement System, the Judicial Retirement System, and the Legislative Retirement System — Not in controversy.

Increase Local Retirement Benefits — Not in controversy.

Optional Retirement Program for the North Carolina Community Colleges System — Adopts Senate version

Optional Retirement Program Study Commission — Increases membership of commission from 15 to 17 members, increasing from two to four appointments by Governor, two of whom must be practicing actuaries and two of whom must be administrators of a private retirement system.

To Shorten the Amount of Time Retired Teachers Must Be Retired Before They Return to Work — Increases period of minimum retirement from 4 to 6 months to obtain protections of section.

Retirement System Actuary — Adopts Senate version.

University System Optional Retirement Plan for Senior Administrators/AG Extension — Adopts Senate version except deletes section covering UNC administrators and faculty with rank of instructor or above; continues to cover UNC employees appointed by Board of Governors on recommendation of President or appointed by Board of Trustees of constituent institution of UNC on recommendation of Chancellor.

Remove the Cap on Sick Leave Creditable to Retirement for Members of the Teachers' and State Employees' Retirement System — Not in controversy.

Sick Leave/Judicial Retirement — Not in controversy.

Amend Membership Requirements — Not in controversy.

Dues Deduction for Retirees — Not in controversy.

Allow the Purchase of Withdrawal Service in the Teachers' and State Employees' Retirement System — Not in controversy.

Allow Payment of Death Benefits to Legal Representative — Deleted.

Disability Income Plan Conforming Change — Amends GS 135-108 as title indicates.

PART XXXIII. CAPITAL APPROPRIATIONS

General Fund Capital Appropriations/Introduction — Not in controversy.

Capital Appropriations/General Fund — Increases Repairs and Renovations Reserve Account from $100 million to $125 million.

Total Capital Appropriation – General Fund — Not in controversy.

Procedures for Disbursement of Capital Funds — Not in controversy.

Encumbered Appropriations and Project Reserve Funds — Not in controversy.

Expenditures of Funds from the Reserve for Repairs and Renovations — Not in controversy

Capital Improvement Projects/Supplemental Funding Approval/Reporting Requirement — Not in controversy.

Project Cost Increase — Not in controversy.

New Project Authorization — Not in controversy.

Advance Planning of Capital Improvement Projects — Not in controversy

Appropriations Limits/Reversion or Lapse — Not in controversy

Samarkand Timber Sale — Not in controversy.

PART XXXIV. EDUCATION/HUMAN RESOURCES/MENTAL HEALTH REVENUE INITIATIVES

Identical to H 231, 5th edition, adopted 9/18/01, with following exceptions: Provides that tax rate to be applied to gross premiums and/or gross collections from membership dues received by Article 65 corporations, and tax rate to be applied to gross premiums on insurance contracts issued by HMO's, is .833% instead of 1% for taxable year 2002; continues to use 1% tax rate on such receipts for taxable years beginning Jan. 1, 2003.

PART XXXVI. MISCELLANEOUS PROVISIONS

Not in controversy.

HOUSE BILLS

H 359. VIATICAL SETTLEMENTS REWRITE. Intro. 3/1/01. Senate amendment makes the following changes to 5th edition. Redesignates GS 78A-56(k2) as (l) and adds provision defining a "purchaser" as a person who executes a contract of sale, with a seller, for an investment of funds to be used to purchase a viatical settlement contract or contracts.

H 688. TAX REVENUE FOR TURFGRASS RESEARCH. Intro. 3/19/01. House amendment makes the following change to 3rd edition. Amends GS 105-164.13(1) to add exemption from sales tax of purchases of fertilizer and seeds by any person for use on a family vegetable garden.

H 1063. PAY FOR PERFORMANCE/LUST CLEANUPS. Intro. 4/10/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROVIDE FOR PERFORMANCE-BASED CLEANUPS OF DISCHARGES OR RELEASES OF PETROLEUM FROM UNDERGROUND STORAGE TANKS AND TO AUTHORIZE THE STATE BUILDING COMMISSION TO ADOPT RULES TO AUTHORIZE OPEN-END DESIGN AGREEMENTS FOR WETLANDS MITIGATION AND SIMILAR PROJECTS.* Amends GS 143-135 27 to state that "state capital improvement project" does not include a performance-based cleanup of environmental damage resulting from the discharge or release of a petroleum product from an underground storage tank. Authorizes Environmental Management Comm'n to adopt temporary rules to implement the act until July 1, 2002. Authorizes State Building Comm'n to adopt temporary rules to authorize open-end design agreements for design and construction of wetland, stream, and buffer creation, mitigation, and restoration projects.

H 1388. EXTEND SUNSET ON STATE PORTS TAX CREDIT. Intro. 4/26/01. Senate committee substitute adopted 9/19/01 makes the following changes to 2nd edition. Deletes proposed amendment to GS 105-151.22(a) to exclude wood chips from eligibility for the tax credit.

NEXT SESSIONS

Friday, September 21, 2001

HOUSE convenes at 8:30 a.m.

SENATE convenes at 9:00 a.m.

.5: 2001/139

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 138 Vol. 2001, No. 139 Senate Legislative Day 139

N.C. DOCUMENTS
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STATE LIBRARY OF NORTH CAROLINA
RALEIGH

Friday, September 21, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 21, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0110 VARIOUS NEW SPECIAL LICENSE PLATES	H	REC TO CONCUR S COM SUB
	H	COM SUB RULED MATERIAL
	H	REF TO COM ON FINANCE
05-17-01, 09-17-01, 09-18-01, 09-19-01		
H0232 BUDGET REVENUE PROVISIONS-2001	H	PRES. TO GOV. 9/20/2001
06-19-01, 08-23-01, 09-05-01, 09-11-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	S	PASSED 3RD READING
06-19-01, 08-01-01, 08-29-01, 09-17-01, 09-20-01		
H0571 SIMPLIFY TAXES ON TELECOMMUNICATIONS-2.	S	PASSED 3RD READING
04-04-01		
H0635 REGULATE BODY PIERCING.	S	REC FROM HOUSE
	S	REF TO COM ON HEALTH CARE
04-12-01, 09-13-01, 09-18-01		
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
05-02-01, 09-10-01, 09-19-01, 09-20-01		
H0943 DISCONTINUED MEMBERSHIP SERVICE.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
09-05-01, 09-19-01		
H0955 NOTARY AUTHORITY MISREPRESENTATION	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/25/2001
09-18-01		
H1063 PAY FOR PERFORMANCE/LUST CLEANUPS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 9/25/2001
04-24-01, 04-26-01, 09-20-01		

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H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.     H  REC TO CONCUR S COM SUB
                                                H  CAL PURSUANT RULE 36(B)
 04-25-01, 07-24-01
H1269 RENTAL CARS-ADVERTISING AND CHARGES.      H  REC TO CONCUR S COM SUB
                                                H  CAL PURSUANT RULE 36(B)
 04-26-01, 09-18-01
H1324 AMEND RETIREMENT DEFINITIONS.             H  PRES. TO GOV. 9/21/2001
 05-29-01
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY. H  REC TO CONCUR S COM SUB
                                                H  COM SUB RULED MATERIAL
                                                H  REF TO COM ON FINANCE
 05-30-01, 08-22-01, 09-18-01
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT. S  PASSED 3RD READING
 08-23-01, 09-19-01
#H1465 HONORING THE REVEREND DAVID WELLS        H  RATIFIED
       HANSLEY.                                 HR CH. RES 2001-32
 09-17-01
H1466 EXPRESSING SUPPORT FOR THE PRESIDENT.     S  REC FROM HOUSE
                                                S  REF TO COM ON RULES AND
                                                   OPERATIONS OF THE SENATE
S0017 ELECTION REWRITE/BALLOTS AND VOTING       H  CONF COM APPOINTED
 04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01
S0798 SENATE REDISTRICTING.                     H  REC FROM SENATE
                                                H  REF TO COM ON RULES,
                                                   CALENDAR, AND OPERATIONS OF
                                                   THE HOUSE
 09-19-01
S0822 STATE SELF-FUNDED HEALTH CARE PLAN.       S  REPTD FAV COM SUBSTITUTE
                                                SA COM SUBSTITUTE ADOPTED
 09-21-01
S1005 THE APPROPRIATIONS ACT.                   S  CONF REPORT ADOPTED 3RD
                                                H  CONF REPORT ADOPTED 3RD
                                                S  RATIFIED
 05-28-01, 05-29-01, 05-30-01, 05-31-01, 06-26-01, 06-27-01, 06-28-01, 09-19-01
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LOCAL BILLS

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S0551 WELDON ANNEXATION AGREEMENT.              H  PASSED 3RD READING
 07-25-01, 09-20-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 551. WELDON ANNEXATION AGREEMENT. Intro. 3/20/01. House amendment makes the following changes to 2nd edition. Authorizes Roanoke Rapids to use the design-build method of construction for the Neighborhood Resource Center.

S 822. STATE SELF-FUNDED HEALTH CARE PLAN. Intro. 4/3/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO AUTHORIZE THE EXECUTIVE ADMINISTRATOR AND BOARD OF TRUSTEES OF THE TEACHERS' AND STATE EMPLOYEES' COMPREHENSIVE MAJOR MEDICAL PLAN TO ADOPT ARRANGEMENTS FOR OPTIONAL HOSPITAL AND MEDICAL BENEFITS PROGRAMS AS ALTERNATIVES TO THOSE CURRENTLY AVAILABLE; TO TRANSFER ADMINISTRATION OF THE LONG-TERM CARE BENEFITS OF THE PLAN TO THE STATE TREASURER; TO PROVIDE THAT*

THE TERMS OF CONTRACTS BETWEEN HOSPITALS, HOSPITAL AUTHORITIES, PHYSICIANS OR OTHER MEDICAL PROVIDERS, OR A PHARMACY BENEFIT MANAGER AND THE PLAN ARE CONFIDENTIAL; TO CLARIFY THE AMOUNT OF REIMBURSEMENT ALLOWED FOR PRIVATE DUTY NURSING SERVICES AND ELIGIBILITY FOR CONTINUATION OF COVERAGE FOR TERMINATED EMPLOYEES AND THEIR FAMILIES UNDER THE PLAN; TO PROVIDE FOR REIMBURSEMENT UNDER THE STATE HEALTH PLAN FOR SERVICES PERFORMED BY A CLINICAL PHARMACIST PRACTITIONER; AND TO PROVIDE FOR COMPETITIVE SELECTION OF CERTAIN SUPPLEMENTAL INSURANCE PRODUCTS FOR RETIRED STATE EMPLOYEES. As title indicates amends various provisions of GS Ch. 135 and 58. Creation of Long-Term Care Plan and its administration by State Treasurer is accomplished by new Art. 7, GS 135, effective July 1, 2002. GS 135-40.4 is amended to provide for the confidentiality of contracts between doctors, hospitals, and other medical providers and the Plan; exceptions are made for disclosure to the Attorney General, State Auditor and other officials. Amends GS 135-40.6 to provide that certain services of a clinical pharmacist practitioner are payable under the plan. Effective Jan. 1, 2002, amends GS 135-40.1 to provide that for employees not eligible for Medicare who select the optional plan, the deductible is $500 each fiscal year, and the aggregate maximum deductible for those selecting the optional plan is $1,500 each fiscal year. Effective Jan. 1, 2002, amends GS 135-40.4(a) to set deductibles and cost-sharing limits under the optional benefit plan. Effective Jan. 1, 2002. amends GS 135-40.5(g) to set an annual deductible of $50 for prescriptions for employees not eligible for Medicare who select the optional benefit plan. Similarly amends GS 135-40.6 to set an annual deductible of $500 per individual and $1,500 per family. Effective Jan. 1, 2002, enacts new Art. 31, GS 58 to direct the Board of Trustees of the Teachers' and State Employees' retirement system to review insurance products offered through retirement benefit payment deduction to retired state employees to determine if those products meet the needs and desires of retired employees, to select the types of insurance products that reflect the needs and desires of retired employees, and to competitively select the best insurance products of the types determined by the State Treasurer and Board to reflect the needs and desires of the retired employees. Establishes methods for competitive selection and procedures for purchase and deduction by retired employees.

NEXT SESSIONS

Tuesday, September 25, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

341
25: 2001/140

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 139 Vol. 2001, No. 140 Senate Legislative Day 140

N.C. DOCUMENTS
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STATE LIBRARY OF NORTH CAROLINA
RALEIGH

Tuesday, September 25, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 25, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0231 EDUCATION REVENUE ACT.	S	WITHDRAWN FROM CAL
	S	RE-REF COM ON FINANCE
08-23-01, 08-28-01, 08-30-01, 09-18-01		
H0327 REVISE TREASURER INVESTMENT AUTHORITY.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON FINANCE
03-19-01, 03-27-01, 09-03-01, 09-18-01		
H0571 SIMPLIFY TAXES ON TELECOMMUNICATIONS-2.	H	RATIFIED
04-04-01		
H0955 NOTARY AUTHORITY MISREPRESENTATION	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
09-18-01, 09-25-01		
H1063 PAY FOR PERFORMANCE/LUST CLEANUPS.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
04-24-01, 04-26-01, 09-20-01, 09-25-01		
H1269 RENTAL CARS-ADVERTISING AND CHARGES.	H	PLACED ON CAL FOR 9/26/2001
04-26-01, 09-18-01		
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	H	PASSED 2ND READING
09-05-01		
#S0241 HEALTH INSURANCE TERMINATION NOTICE.	S	SIGNED BY GOV. 9/22/2001
	SR	CH. SL 2001-422
04-10-01, 08-15-01, 09-06-01		
#S0247 REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE.	S	SIGNED BY GOV. 9/22/2001
	SR	CH. SL 2001-416
06-28-01, 08-23-01		

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S0312 AMEND WELL CONTRACTORS CERTIFICATION.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
04-17-01, 06-05-01, 09-25-01	
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	S WITHDRAWN FROM CAL
	S PLACED ON CAL FOR 9/27/2001
07-12-01, 07-30-01, 09-04-01	
S0438 CLARIFY PUBLIC VEHICULAR AREA.	H PASSED 2ND READING
06-13-01, 07-18-01, 08-21-01	
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	HA AMEND ADOPTED #1
	H POSTPONED TO 9/26/2001
	H WITHDRAWN FROM CAL
	H PLACED ON CAL FOR 9/25/2001
	HA AMEND ADOPTED #3
	H POSTPONED TO 9/26/2001
	H AMEND PENDING #2
09-20-01, 09-25-01	
S0748 BILL LEE ACT CHANGES-AB.	S PASSED 3RD READING
09-19-01, 09-20-01	
#S0790 GOOD FUNDS SETTLEMENT ACT REVISIONS.	S SIGNED BY GOV. 9/22/2001
	SR CH. SL 2001-420
08-28-01	
S0822 STATE SELF-FUNDED HEALTH CARE PLAN.	S WITHDRAWN FROM CAL
	S PLACED ON CAL FOR 9/26/2001
09-21-01	
#S1002 CAMPAIGN FINANCE ENFORCEMENT.	S SIGNED BY GOV. 9/22/2001
	SR CH. SL 2001-419
05-22-01, 08-06-01, 09-04-01	

LOCAL BILLS

S0092 VARIOUS LOCAL OCCUPANCY TAXES.	H CONF COM REPORTED
	H CONF HELD AS MATERIAL
	H PLACED ON CAL FOR 9/26/2001
	S CONF COM REPORTED
	S HELD AS MATERIAL
	S PLACED ON CAL FOR 9/26/2001
04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01, 09-25-01	
S0433 FAIRVIEW INCORPORATED.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 9/26/2001
08-28-01, 09-25-01	
S0551 WELDON ANNEXATION AGREEMENT.	S REC TO CONCUR IN H AMEND
	S PLACED ON CAL FOR 9/26/2001
	S WITHDRAWN FROM CAL
	S PLACED ON CAL FOR 9/25/2001
	S CONCURRED IN H AMEND
07-25-01, 09-20-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 92. VARIOUS LOCAL OCCUPANCY TAXES. Intro. 2/7/01. Conference report recommends the following changes to 5th edition to reconcile matters in controversy: (1) amends sec. 5.1(c)(2), sec. 6.2(c)(4), sec. 7.5 and to allow the occupancy tax revenues for North Topsail Beach, Pender County, and Dare County respectively, to be used for the placement of sand, from other sand sources, on a beach or dune by mechanical means and other associated activities that are in conformity with the North Carolina Coastal Program (5th ed., "the placement of sand, from other sand sources, the planting of vegetation, and the building of structures that are in conformity with the North Carolina Coastal Program"); (2) adds sec. 5.1(c)(2)(d.) and sec. 6.2(c)(4), sec. 7.5 to allow tax proceeds for the three local governments mentioned above to be used for expenditures for the costs of associated nonhardening activities such as the planting of vegetation, the building of dunes, and the placement of sand fences; and (3) adds back sec. 10.1-10.2 (Town of Selma) and sec. 11.1-11.2 (City of Smithfield) to authorize each city to levy a 1% room occupancy tax such that net proceeds of tax are remitted to the Johnston County Tourism Authority, which must use two-thirds of the funds from each city to promote travel and tourism in each and one-third for tourism-related expenditures in each.

S 312. AMEND ENVIRONMENTAL/HEALTH LAWS. Intro. 3/5/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO: (1) AMEND CERTAIN LAWS RELATING TO THE CERTIFICATION OF WELL CONTRACTORS AND TO INCREASE THE MAXIMUM CIVIL PENALTY THAT MAY BE ASSESSED FOR VIOLATIONS OF THE WELL CONTRACTORS CERTIFICATION ACT OR THE WELL CONSTRUCTION ACT; (2) CLARIFY THAT THE REQUIREMENTS OF G.S. 106-660 APPLY ONLY TO INSTALLATIONS THAT HANDLE, STORE, DISTRIBUTE, OR APPLY ANHYDROUS AMMONIA FOR FERTILIZER USE; (3) REQUIRE THAT SOLID WASTE THAT IS TO BE INCINERATED IN CERTAIN INCINERATORS BE VISUALLY INSPECTED IN ORDER TO PREVENT THE INCINERATION OF WASTE THAT MAY NOT BE LAWFULLY INCINERATED; AND (4) AMEND THE EXEMPTION OF CERTAIN ESTABLISHMENTS THAT PREPARE OR SERVE FOOD OR DRINK FROM REGULATION AS FOOD AND LODGING FACILITIES.* Amends GS 87-98.12 by adding paragraph (b), which creates an exemption from the continuing education requirements for well contractors. The new provision would make exempt from the requirements any well contractor who is at least 70 years old and has 20 or more years of experience in well contractor activity, and who has no record of violating the North Carolina Well Construction Act or the Well Contractors Certification provisions or any related rule or order in the previous 10 years. This exemption will expire on Sept. 1, 2008. Allows the Well Contractors Certification Commission to adopt temporary rules as provided in the section until July 1, 2002 (3rd edition of the bill had a deadline of April 1, 2002). Amends GS 106-660(g) by adding language to clarify that the provision requiring the Comm'r of Agriculture to approve the layout of any ammonia installation prior to its construction applies only to installations that handle, store, distribute, or apply anhydrous ammonia for fertilizer use. The amendment also makes a number of stylistic changes. Amends GS 130A-309.10(h) by deleting incineration as a method of disposal that could result in a non-violative accidental or occasional disposal of prohibited solid waste. Amends GS 130A-309.10 by adding new subsections (i) and (j). New GS 130A-309.10(i) provides that the accidental or occasional disposal of small amounts of prohibited solid waste by incineration shall be considered non-violative if the Dep't of Environment and Natural Resources (hereinafter "Dep't") has approved a plan and issued a permit for the incinerator pursuant to new subsection (j), or if the incinerator is exempt from permit requirements. New GS 130A-309.10(j) provides that an applicant seeking a permit for an incinerator as required under Art.9 of Ch. 130A may, at the time of application, file an incinerator plan which establishes a program to prevent the incineration of certain prohibited solid wastes. The program must include random visual inspection of 10% of solid waste scheduled for incineration as well as a record keeping plan for inspections and additional training for personnel to spot prohibited types of waste. If the plan contains all of the required components, the Dep't may approve it and issue a permit for incineration. The bill further provides that any incinerator that has received a permit prior to the effective date of new subsection (j), which has a plan that complies with the new requirements, shall submit that plan to the Dep't for approval within 90 days of the effective date of the new provision, and must implement the plan within 60 days of its approval. Requires the Environmental Management Commission to adopt temporary rules by March 1, 2002, including a compliance schedule that requires existing units to achieve final compliance with the rules by March 1, 2003.

Requires the Lower Cape Fear River Research and Education Program (UNC-W) to obtain funding to conduct water quality and sediment sampling for contamination in the Lower Cape Fear River. Amends GS 130A-250(7), which exempts from regulation certain establishments that prepare or serve food or drink, by adding the requirement that, in order to qualify for the exemption, such an establishment must be (1) incorporated as a nonprofit corporation under Ch. 55A, (2) a tax-exempt entity as determined under the federal Internal Revenue Code and defined in GS 105-228.90, or (3) a political committee as defined in GS 163-278.6(14). Also adds an exemption for nutrition programs for the elderly that are administered by the Division of Aging of the Dep't of Health and Human Services, as long as food or drink are served on the premises in connection with a fundraising event, and food or drink are prepared and served by the program no more than one day each month.

S 433. FAIRVIEW INCORPORATED AND MONROE MEALS TAX. Intro. 3/13/01. House committee substitute changes 2nd edition by adding authorization for Monroe to impose a prepared food tax. Changes title to *AN ACT TO INCORPORATE THE TOWN OF FAIRVIEW, SUBJECT TO A REFERENDUM, AND TO AUTHORIZE THE CITY OF MONROE TO LEVY A PREPARED FOOD TAX.* Authorizes the Monroe City Council to direct the county board of elections to submit to the voters the question of whether the city may impose a 1% prepared foods tax on a date jointly agreed upon by the council and the board. Directs retailers subject to the tax to remit tax proceeds to the city on monthly basis. Directs city to refund taxes paid by nonprofit or governmental entities Requires city to use tax proceeds for the construction, operation, and maintenance of a civic center, for Downtown Monroe development, and for economic development.

S 649. MV DEALER DISCLOSURE OF CERTAIN FEES. Intro. 3/22/01. House amendment changes 2nd edition by making those amendments increasing the amounts of bonds required for MV dealers and the like effective Dec. 31, 2001(2nd ed., when act becomes law).

HOUSE BILLS

H 955. NOTARY VALIDATION. Intro. 4/3/01. Senate amendment changes 2nd edition by deleting paragraph (1) prohibiting the "literal translation" of the words "notary" and "notary public" into a language other than English so as to misrepresent the authority of a notary public and (2) defining "literal translation."

H 1063. PAY FOR PERFORMANCE/LUST CLEANUPS. Intro. 4/10/01. Senate amendment makes the following change to 4th edition. Makes technical change only.

LEGISLATION ENACTED

SL 2001-415 (H 1272). ENERGY CONSERVATION/PILOT PROGRAM. *AN ACT REQUIRING STATE AGENCIES TO USE LIFE-CYCLE COST ANALYSIS FOR THE DESIGN, CONSTRUCTION, OPERATION, MAINTENANCE, AND RENOVATION OF STATE FACILITIES AND FOR THE PURCHASE, OPERATION, AND MAINTENANCE OF EQUIPMENT FOR THESE FACILITIES AND IMPLEMENTING A PILOT PROGRAM TO REVIEW THE USE OF THE TRIANGLE J COUNCIL OF GOVERNMENTS' HIGH PERFORMANCE GUIDELINES IN THE RENOVATION OR CONSTRUCTION OF STATE FACILITIES.* Summarized in *Daily Bulletin* 4/12/01, 4/24/01, 5/16/01, 8/21/01, and 9/4/01. Enacted Sept. 22, 2001. Effective Oct. 1, 2001.

SL 2001-416 (S 247). REALLOCATE CLEAN WATER BONDS/DEFER BOND ISSUE. *AN ACT TO REALLOCATE THE PROCEEDS OF THE CLEAN WATER BONDS AND TO DEFER THE ISSUANCE OF THE CLEAN WATER BONDS, NATURAL GAS BONDS, AND PUBLIC SCHOOL BUILDING BONDS UNTIL AFTER JANUARY 1, 2002.* Summarized in *Daily Bulletin* 6/28/01, 8/23/01, and 9/4/01. Enacted Sept. 22, 2001. Effective Sept. 22, 2001.

SL 2001-417 (H 351). UTILIZATION REVIEW AND GRIEVANCE CHANGES. *AN ACT TO MAKE TECHNICAL AND SUBSTANTIVE CHANGES IN THE LAW GOVERNING MANAGED CARE UTILIZATION REVIEW AND GRIEVANCE PROCEDURES; TO CLARIFY THE DEFINITION OF "HEALTH CARE PROVIDER" IN THE PROMPT PAYMENT LAW; AND TO MAKE A CORRECTION IN THE DEFINITION OF "HMO".* Summarized in *Daily Bulletin* 3/1/01, 4/23/01, and 8/29/01. Enacted Sept. 22, 2001. Effective Oct. 1, 2001.

SL 2001-418 (H 189). TEMPORARY RULES/COASTAL RESOURCES AND ENVIRONMENTAL MANAGEMENT. *AN ACT TO AUTHORIZE THE COASTAL RESOURCES COMMISSION TO ADOPT TEMPORARY RULES TO ESTABLISH ADDITIONAL EXCEPTIONS TO THE 30-FOOT BUFFER REQUIREMENT ALONG PUBLIC TRUST AND ESTUARINE WATERS IN CERTAIN CIRCUMSTANCES AND TO ALLOW STRUCTURAL MODIFICATIONS TO PIERS TO PREVENT OR MINIMIZE STORM DAMAGE, AND TO EXTEND THE TIME THAT TEMPORARY RULES TO PROTECT WATER QUALITY AND RIPARIAN BUFFERS IN CERTAIN RIVER BASINS WILL REMAIN IN EFFECT SO AS TO ALLOW THE ENVIRONMENTAL MANAGEMENT COMMISSION ADDITIONAL TIME TO CONSULT WITH PERSONS WHO ARE INTERESTED IN OR MAY BE AFFECTED BY THE ADOPTION OF PERMANENT RULES TO REPLACE THOSE TEMPORARY RULES.* Summarized in *Daily Bulletin* 2/21/01 and 8/28/01. Enacted Sept. 22, 2001. Effective Sept. 22, 2001.

SL 2001-419 (S 1002). CAMPAIGN FINANCE ENFORCEMENT. *AN ACT TO STRENGTHEN THE CAMPAIGN ENFORCEMENT AND DISCLOSURE LAWS.* Summarized in *Daily Bulletin* 4/5/01, 5/22/01, 8/6/01, and 9/5/01. Enacted Sept. 22, 2001. Effective Jan. 1, 2002.

SL 2001-420 (S 790). GOOD FUNDS SETTLEMENT ACT REVISIONS. *AN ACT TO REVISE THE GOOD FUNDS SETTLEMENT ACT TO CLARIFY THE AUTHORITY OF A SETTLEMENT AGENT TO DISBURSE SETTLEMENT PROCEEDS IN RELIANCE ON A DEPOSIT IN THE FORM OF A CHECK ISSUED BY AN AGRICULTURAL CREDIT ASSOCIATION OR IN THE FORM OF A CHECK DRAWN ON THE ACCOUNT OF OR ISSUED BY A LICENSED MORTGAGE BANKER.* Summarized in *Daily Bulletin* 4/3/01 and 8/28/01. Enacted Sept. 22, 2001. Section 1 of this act is effective Jan. 1, 2002. Section 2 is effective July 1, 2002.

SL 2001-421 (H 355). STATE BUILDING CODE CHANGES. *AN ACT TO PROVIDE THAT THE DEPARTMENT OF INSURANCE IS NOT LIABLE FOR COSTS INCURRED IN SATISFYING THE FISCAL NOTE REQUIREMENT FOR CHANGES IN THE STATE BUILDING CODE; TO UPDATE REFERENCES TO ORGANIZATIONS WHOSE STANDARDS MAY BE USED IN ADOPTING CODE PROVISIONS; TO GIVE THE BUILDING CODE COUNCIL EXPLICIT AUTHORITY TO USE STANDARDS OF INTERNATIONAL AGENCIES; TO MAKE TECHNICAL CORRECTIONS IN THE BUILDING CODE COUNCIL STATUTES; TO PROHIBIT MEMBERS OF THE MANUFACTURED HOUSING AND HOME INSPECTOR LICENSING BOARDS FROM SPONSORING OR PROVIDING CONTINUING EDUCATION COURSES WHILE SERVING ON THE BOARD; TO AUTHORIZE THE MANUFACTURED HOUSING BOARD TO ADOPT TEMPORARY RULES REGARDING CONTINUING EDUCATION REQUIREMENTS; TO CLARIFY THAT SALES MANAGERS OF A MANUFACTURED HOUSING RETAIL DEALER SHALL BE LICENSED AS SALESPERSONS; TO ENSURE THAT BUILDING INSPECTORS APPLY THE MANUFACTURED HOME INSTALLATION STANDARDS; TO MAKE A TECHNICAL CORRECTION IN THE FIREMEN'S RELIEF FUND LAW; AND TO AMEND THE BEACH PLAN LAW REGARDING LOSS ADJUSTMENT EXPENSE REIMBURSEMENTS.* Summarized in *Daily Bulletin* 3/1/01, 4/16/01, 7/18/01, and 9/6/01. Enacted Sept. 22, 2001. Effective Sept. 22, 2001. Sections 1.1 and 1.3-1.5 apply to revisions made to the NC State Building Code on or after Jan. 1, 2002. Section 2.3 of this act expires June 30, 2002.

SL 2001-422 (S 241). HEALTH INSURANCE TERMINATION NOTICE. *AN ACT TO STRENGTHEN THE LAW MAKING IT A FELONY FOR AN INSURANCE FIDUCIARY TO CAUSE TERMINATION OF GROUP HEALTH OR LIFE INSURANCE COVERAGE BY NONPAYMENT OF PREMIUM WITHOUT GIVING NOTICE TO MEMBERS OF THE GROUP.* Summarized in *Daily Bulletin* 2/26/01, 4/10/01, 8/15/01, and 9/6/01. Enacted Sept. 22, 2001. Effective Dec. 1, 2001.

SL 2001-423 (H 164). ACCIDENT PREVENTION COURSE REDUCTION. *AN ACT TO AUTHORIZE AUTOMOBILE INSURANCE PREMIUM DISCOUNTS FOR CERTAIN PERSONS WHO COMPLETE ACCIDENT PREVENTION COURSES; TO CLARIFY THE INSURANCE LAW BY PROVIDING THAT THE COMMISSIONER'S APPROVAL OR DISAPPROVAL OF A FILING IS NOT AN AGENCY DECISION WITH RESPECT TO PERSONS OTHER THAN THE FILER OR AN INTERVENOR IN THE FILING; AND TO EXTEND THE EFFECTIVE DATE FOR A LAW FACILITATING THE PURCHASE OF PERSONAL UMBRELLA INSURANCE.* Summarized in *Daily Bulletin* 2/19/01 and 9/4/01. Enacted Sept. 22, 2001. Effective Sept. 22, 2001.

NEXT SESSIONS

Wednesday, September 26, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 3:00 p.m.

G41
25:2001/141

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
Legislative Reporting Service, Box 7294 State Legislative Building, Raleigh, NC 27611
Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 140 Vol. 2001, No. 141 Senate Legislative Day 141

Wednesday, September 26, 2001

N.C. DOCUMENTS
CLEARINGHOUSE

SEP 2 8 2001

STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
September 26, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0106 SCHOOL ELECTION OPTIONS.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 9/27/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 9/27/2001
04-17-01, 04-24-01, 04-25-01, 07-24-01, 07-31-01, 09-26-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
06-19-01, 08-01-01, 08-29-01, 09-17-01, 09-20-01		
H0571 SIMPLIFY TAXES ON TELECOMMUNICATIONS-2.	H	PRES. TO GOV. 9/26/2001
04-04-01		
H0943 DISCONTINUED MEMBERSHIP SERVICE.	H	PLACED ON CAL FOR 9/27/2001
09-05-01, 09-19-01		
H0948 REDEFINE "SPECIAL ABC AREA".	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON COMMERCE
04-23-01, 04-26-01		
H0955 NOTARY AUTHORITY MISREPRESENTATION	H	REC TO CONCUR S COM SUB
	H	REF TO COM ON JUDICIARY III
09-18-01, 09-25-01		
H1063 PAY FOR PERFORMANCE/LUST CLEANUPS.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
04-24-01, 04-26-01, 09-20-01, 09-25-01		
H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.	H	PLACED ON CAL FOR 9/27/2001
04-25-01, 07-24-01		
H1269 RENTAL CARS-ADVERTISING AND CHARGES.	H	CONCURRED IN S/COM SUB
04-26-01, 09-18-01		

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H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
08-23-01, 09-19-01		
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	H	PASSED 3RD READING
09-05-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	H	PASSED 3RD READING
06-13-01, 07-18-01, 08-21-01		
S0600 MV TECHNICAL CHANGES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 9/27/2001
04-23-01, 04-25-01, 06-14-01, 09-26-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	H	WITHDRAWN FROM CAL
	H	PLACED ON CAL FOR 9/27/2001
09-20-01, 09-25-01		
S0703 IMMUNITY/HONORING PORTABLE DNR ORDER.	H	REPTD FAV AS AMENDED
	H	CAL PURSUANT RULE 36(B)
04-25-01		
S0772 ENTERAL SEDATION/DENTIST PERMITS.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
S0822 STATE SELF-FUNDED HEALTH CARE PLAN.	S	PASSED 2ND & 3RD READING
09-21-01		
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
09-26-01		
#S1005 THE APPROPRIATIONS ACT.	S	SIGNED BY GOV. 9/26/2001
	SR	CH. SL 2001-424
05-28-01, 05-29-01, 05-30-01, 05-31-01, 06-26-01, 06-27-01, 06-28-01, 09-19-01		
S1037 NO AIR PMT. REQUIRED UNTIL FACILITY OPERATIONAL.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
09-19-01, 09-26-01		

LOCAL BILLS

S0046 UNION COUNTY LOCAL ACT.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
S0092 VARIOUS LOCAL OCCUPANCY TAXES.	H	REMOVED FROM CAL
	S	CONF REPORT ADOPTED 2ND
04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01, 09-25-01		
S0433 FAIRVIEW INCORPORATED AND MONROE MEALS TAX.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
08-28-01, 09-25-01, 09-26-01		
S0551 WELDON ANNEXATION AGREEMENT.	S	RATIFIED
07-25-01, 09-20-01		
S0660 CHATHAM AUTO TAX FOR ECON. DEVELOPMENT.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADPT & ENGROSS
09-26-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 433. FAIRVIEW INCORPORATED. Intro. 3/13/01. House amendment makes the following changes to 3rd edition. Rewrites title of bill to read, *FAIRVIEW INCORPORATED*. Deletes all portions of the bill relating to a prepared food tax for the city of Monroe.

S 660. CHATHAM AUTO TAX FOR ECON. DEVELOPMENT. Intro. 3/22/01. Senate amendment makes the following changes to 1st edition. Makes the act effective Jan. 1, 2002.

S 968. UNC NONAPPROPRIATED CAPITAL PROJECTS. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Eliminates from the list of capital improvement projects construction of a baseball stadium at ECU at a projected cost of $8.7 million. Decreases authorized expenses for improvements to the Alumni Center at NCSU to $12.5 million. Decreases authorized expenses for improvements to Carter Finley Stadium at NCSU to $50 million. Eliminates from the list of capital improvement projects improvements to the Partners V Building at NCSU at a projected cost of $30 million. Adds limitation that the maximum principal amount of bonds issued to finance an identified project shall not exceed the indicated costs plus $6 million for related additional costs. Clarifies that the lease-financing to be obtained for making improvements to the Alumni Center at NCSU and Carter Finley Stadium will not constitute a debt, liability, or a pledge of the taxing power of the state or any of its subdivisions. Also provides that these leases are not to be paid from funds in or appropriated from the state's general fund, from funds derived from the state's general taxing authority, or other state revenues.

S 1037. NO AIR PMT. REQ. UNTIL FACILITY OPERATIONAL. Intro. 4/5/01. Senate committee substitute makes the following changes to 2nd edition. Adds to GS 143-215.108(f) a statement that nothing in the subsection shall be construed to affect the validity of any lawfully adopted franchise, local zoning, subdivision, or land-use planning ordinance or to affect the responsibility of any person to comply with any lawfully adopted franchise, local zoning, subdivision, or land-use planning ordinance. Adds new subsection to new GS 143-215.108A, making the same provision in regard to that section.

HOUSE BILLS

H 106. SCHOOL ELECTION OPTIONS. Intro. 2/14/01. Conference report recommends the following changes to 5th edition to reconcile matters in controversy. Adds to new GS 115C-37.3(a) a provision that if the local board of education consists of six or more members, a resolution amending the form of government as to terms of office, number of members, or mode of election requires affirmative vote of two-thirds of all members of the board. Adds requirement that local superintendent file a certified true copy of any form of government amendment adopted under the article with the board or boards of elections administering elections for that unit.

LEGISLATION ENACTED

SL 2001-424 (S 1005). THE APPROPRIATIONS ACT OF 2001. *AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.* Summarized in *Daily Bulletin* 4/5/01, 5/29/01, 5/30/01, 5/31/01, 6/4/01, 6/27/01, 6/28/01, and 9/20/01. Enacted Sept. 26, 2001. Effective July 1, 2001, except as otherwise provided.

SL 2001-425 (S 551). WELDON ANNEXATION AGREEMENT. *AN ACT ALLOWING THE TOWN OF WELDON TO ENTER INTO AN ANNEXATION AGREEMENT AND DEFERRING AN ANNEXATION AND TO ALLOW THE DESIGN-BUILD METHOD OF CONSTRUCTION ON A PROJECT OF THE CITY OF ROANOKE RAPIDS.* Summarized in *Daily Bulletin* 7/25/01 and 9/21/01. Enacted Sept. 26, 2001. Effective Sept. 26, 2001.

NEXT SESSIONS

Thursday, September 27, 2001

HOUSE convenes at 9:30 a.m.

SENATE convenes at 10:00 a.m.

41
5:2001/142

Daily Bulletin

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PUBLIC BILLS

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H0106 SCHOOL ELECTION OPTIONS.                    HF CONF REPORT FAILED
                                                  S  WITHDRAWN FROM CAL
                                                  S  PLACED ON CAL FOR 10/4/2001
 04-17-01, 04-24-01, 04-25-01, 07-24-01, 07-31-01, 09-26-01
H0231 EDUCATION REVENUE ACT.                      S  WITHDRAWN FROM COMM
                                                  S  RE-REF COM ON APPROPRIATIONS/
                                                     BASE BUDGET
                                                  S  REPTD FAV COM SUBSTITUTE
                                                  SA COM SUBSTITUTE ADOPTED
                                                  S  PLACED ON CAL FOR 9/27/2001
                                                  S  PASSED 2ND & 3RD READING
                                                  H  REC TO CONCUR S COM SUB
                                                  H  CAL PURSUANT RULE 36(B)
 08-23-01, 08-28-01, 08-30-01, 09-18-01, 09-27-01
H0327 REVISE TREASURER INVESTMENT AUTHORITY.      H  REPTD FAV TO CONCUR
                                                  H  CAL PURSUANT RULE 36(B)
 03-19-01, 03-27-01, 09-03-01, 09-18-01
H0381 MENTAL HEALTH SYSTEM REFORM.                S  CONF COM REPORTED
                                                  S  PLACED ON CAL FOR 10/1/2001
                                                  H  CONF COM REPORTED
                                                  H  PLACED ON CAL FOR 10/1/2001
 07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01, 09-27-01
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H0382 ADOPT STRAWBERRY AS STATE FRUIT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 9/27/2001
	S	PASSED 2ND & 3RD READING
09-27-01		
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
06-18-01, 08-13-01, 08-16-01, 09-27-01		
H0943 DISCONTINUED MEMBERSHIP SERVICE.	H	CONCURRED IN S/COM SUB
09-05-01, 09-19-01		
H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.	H	CONCURRED IN S/COM SUB
04-25-01, 07-24-01		
H1245 MCDL/SELECTIVE SERVICE REGISTRATION.	H	REPTD TO APPROPRIATIONS
	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-24-01, 09-27-01		
H1269 RENTAL CARS-ADVERTISING AND CHARGES.	H	RATIFIED
04-26-01, 09-18-01		
H1299 UNDERGROUND STORAGE TANK PROGRAM FUNDS.	H	REPTD TO APPROPRIATIONS
	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
09-27-01		
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	S	RATIFIED
09-05-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	CONF COM APPOINTED
03-07-01, 09-12-01		
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/2/2001
07-12-01, 07-30-01, 09-04-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 10/1/2001
06-13-01, 07-18-01, 08-21-01		
S0600 MV TECHNICAL CHANGES.	H	PASSED 2ND READING
	HA	AMEND ADOPTED #1
	H	FISCAL NOTE REQUESTED
	H	REMOVED FROM CAL
04-23-01, 04-25-01, 06-14-01, 09-26-01, 09-27-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	H	AMENDMENT WITHDRAWN #2,#3
	H	AMEND FAILED #4
	H	PASSED 2ND READING
09-20-01, 09-25-01		
S0822 STATE SELF-FUNDED HEALTH CARE PLAN.	H	REC FROM SENATE
	H	REF TO COM ON HEALTH
09-21-01		
S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET FLEXIBILITY.	H	REPTD FAV
	H	CAL PURSUANT RULE 36(B)
04-12-01, 04-16-01, 04-17-01		
S0890 MONEY TRANSMITTERS ACT.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
05-16-01, 07-30-01, 08-23-01, 09-10-01, 09-27-01		
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.	S	PASSED 2ND READING
09-26-01		
S1037 NO AIR PMT. REQUIRED UNTIL FACILITY OPERATIONAL.	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	REF TO COM ON ENVIRONMENT AND NATURAL RESOURCES
09-19-01, 09-26-01		

LOCAL BILLS

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 S0035 MECKLENBURG/ IREDELL BOUNDARY            H  REPTD FAV
       CORRECTION.                              H  CAL PURSUANT RULE 36(B)
  09-13-01, 09-18-01
 S0092 VARIOUS LOCAL OCCUPANCY TAXES.           S  CONF REPORT ADOPTED 3RD
                                                H  PLACED ON CAL FOR 10/1/2001
  04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01,
09-25-01
 S0433 FAIRVIEW INCORPORATED.                   H  PASSED 3RD READING
  08-28-01, 09-25-01, 09-26-01
#S0551 WELDON ANNEXATION AGREEMENT.             SR CH. SL 2001-425
  07-25-01, 09-20-01
 S0660 CHATHAM AUTO TAX FOR ECON. DEVELOPMENT.  S  PASSED 2ND READING
  09-26-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 600. MV TECHNICAL CHANGES. Intro. 3/22/01. House committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO MAKE VARIOUS TECHNICAL AND OTHER CHANGES TO THE MOTOR VEHICLE STATUTES, AND TO MAKE OTHER TECHNICAL CORRECTIONS TO LAWS BECOMING EFFECTIVE OCTOBER 1, 2001*. Deletes amendment to GS 20-116(g) affecting vehicles carrying loads. Adds amendment to GS 51-2(a1), as enacted by Sec. 2, SL 2001-62, to delete requirement that written consent to marriage for persons over 16 and under 18 years of age must be acknowledged before a notary public or signed in the presence of register of deeds, effective Oct. 1, 2001. Makes technical corrections to SL 2001-177, 2001-297, 2001-308, effective Oct. 1, 2001.

S 600. MV AND OCTOBER 1 TECHNICAL CHANGES. Intro. 3/22/01. House amendment makes the following changes to 5th edition. Adds amendment to GS 20-7, issuance and renewal of drivers licenses. Requires the Division of Motor Vehicles to recall all drivers licenses issued with fictitious or invalid social security numbers and reissue licenses when valid social security number is submitted. Requires DMV to take these actions within 120 days of effective date of amendment and report on them to General Assembly by Jan. 1, 2002.

S 890. MONEY TRANSMITTERS ACT. Intro. 4/5/01. House amendment makes the following changes to 5th edition. Changes effective date from Oct. 1, 2001 to Nov. 1, 2001 and makes corresponding change in bill's new GS 53-208.30.

HOUSE BILLS

H 231. BUDGET TECHNICAL CORRECTIONS. Intro. 2/26/01. Senate committee substitute makes the following changes to 5th edition. Changes title to *AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE APPROPRIATIONS ACT OF 2001*. Deletes original provisions. Amends SL 2001-414, Appropriations Act of 2001in following ways. (1) Provides that funds appropriated for 2001-2002 to Child Residential Treatment Services Program in Social Service Block Grant to Dep't of Health and Human Services, Div'n of Mental, Health, Developmental Disabilities, and Substance Abuse Services, must be used for Comprehensive Treatment Services Program, along with other funds appropriated for Program. (2) Amends Sec. 15.6 to provide that UNC Board of Governors must (was, may) exempt North Carolina State University and UNC-Chapel Hill from electronic procurement system until May 1, 2003, if Board determines that each exemption is in the best interest of the respective constituent institutions. (3) Makes technical corrections to Act.

H 381. MENTAL HEALTH SYSTEM REFORM. Intro. 3/1/01. Conference report recommends the following changes to reconcile matters in controversy. The House and Senate concur in the 5th edition (the Senate committee substitute adopted 8/16/01), with the following amendments:

(1) The bill's new GS 122C-102(9) calls on the Dep't of Health and Human Services to develop a State Plan for Mental Health, Developmental Disabilities, and Substance Abuse Services. Before the conference report, Subsection (9) required that the State Plan include strategies for implementing the plan, including "engagement of stakeholders" in a coordinated Medicaid policy. The conference report replaces that phrase with "consultation on Medicaid policy with area and county programs, qualified providers, and others designated by the Secretary."

(2) Subsection (10) of the same new statute required that the new State Plan include a plan for resource management "including strategies for accountability for non-Medicare and Medicaid services." The conference report replaces that phrase with a "plan for coordination . . . with the Medicaid State Plan, and NC Health Choice."

(3) The bill's new GS 122C-112.1(a) directs the Secretary to take certain actions. The conference report adds a new Subsection (30) directing the Secretary, before requesting approval to close a state facility, to (a) notify designated legislative commissions and individual members of the General Assembly who represent catchment areas affected by the closure and (b) present a plan for the closure to designated legislative committees, with the plan addressing how patients will be cared for, how support services to community-based agencies and outreach services will be continued, and the impact on remaining state facilities. Specifies that the Secretary is to take into consideration the comments and recommendations of the legislative committees.

(4) Also in new GS 122C-112.1, the conference report adds a new Subsection (31) directing the Secretary to ensure that the new State Plan is coordinated with the Medicaid State Plan and NC Health Choice.

(5) Current GS 122C-181 empowers the Secretary, with the approval of the Governor and Council of State, to close any state facility. The conference report adds a new subsection to that statute specifying that such a closure become effective on the earlier of the 31st legislative day or the day of adjournment of the next regular session of the General Assembly that begins at least 10 days after the date the closure is approved. If a bill disapproving the closure is introduced before that deadline, then the closure becomes effective on the earlier of either the day an unfavorable final action is taken on the bill or the day that session of the General Assembly adjourns without ratifying the bill. These provisions do not affect the power of the Secretary to close a state facility temporarily for protection of health and safety.

H 382. ADOPT STATE FRUIT AND BERRIES. Intro. 3/1/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT ADOPTING THE OFFICIAL FRUIT AND BERRIES OF NORTH CAROLINA*. Amends GS 145-18 to make the Scuppernong grape the official fruit, the strawberry the official red berry, and the blueberry the official blue berry of the state. Original bill made strawberry the official fruit.

H 644. TOLL ROAD AND BRIDGE AUTHORITY CREATED. Intro. 3/15/01. House committee substitute makes the following changes to 4th edition. (1) Removes from the bill the provision repealing Art. 6F (North Carolina Bridge Authority) of G.S. Ch. 136. (2) Rewrites bill's definition of "Turnpike Project" to be "any primary or secondary road, bridge, or tunnel project that is included in the Transportation Improvement Program prior to construction; and is planned and constructed in accordance with this Article." (3) Makes a technical correction in the provisions regarding Authority board membership. (4) In the provision authorizing the Authority board to fix tolls, adds a provision requiring the Authority to submit a description of any proposed new toll to the Board of Transportation for review 60 days before its effective date. (5) In the provision specifying the uses that the Authority may make of revenues, (a) deletes provision specifying that 20% of any excess revenues of the Authority is to be used for other highway construction and maintenance in the county where the Turnpike Project producing the excess revenue is located, (b) deletes provision specifying that 70% of any such excess is to be used for expansion of that Turnpike Project or other such projects in the same region, as defined by the statute, (c) adds a provision specifying that excess revenues from any project may be used for debt service on any of the Authority's revenue bonds, and (d) sets the maximum that the Authority may use for administrative expenses at 5% (was, 10%) of total revenues. (7) Replaces former provisions regarding the issuance of Authority revenue bonds that set out specified powers with new provisions (a) specifying that the Authority is to be a "municipality" for purposes of Art. 5 ("Revenue Bonds") of GS Ch. 159 and for purposes of the State and Local Government Revenue Bond Act, (b) specifying that the Authority is to be governed in the issuance of bonds just as a municipality would be, (c) amending GS 159-81 and –96 for these purposes, and (d) providing that Authority revenue bonds are to be sold in accordance with Art. 7 ("Issuance and Sale of Bonds") of GS Ch. 159. Deletes

from the list of powers of the Authority the powers to (a) retain financial consultants, underwriters, and bond attorneys, (b) execute financing agreements and security documents, and (c) enter partnership agreements for the issuance of obligations by nonprofit corporations. (8) Rewrites provision regarding removal of tolls so it now reads: "The Authority shall, upon fulfillment of and subject to any restrictions included in the agreements entered into by the Authority in connection with the issuance of the Authority's revenue bonds, remove tolls from a Turnpike Project."(9) In the provision specifying that operation and project development costs of the Authority are eligible administrative expenses that may be paid from the Highway Trust Fund, adds a provision specifying that any such expenses paid from the Trust Fund are to be repaid by the Authority from its toll revenue as soon as possible. Provides for accrual of interest on such forwarded expenses.

H 1245. NCDL/SELECTIVE SERVICE REGISTRATION. Intro. 4/12/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO PROVIDE THAT MALE RESIDENTS AGE EIGHTEEN THROUGH TWENTY-FIVE COMPLY WITH THE SELECTIVE SERVICE SYSTEM'S REGISTRATION REQUIREMENTS WHEN APPLYING FOR A DRIVERS LICENSE OR IDENTIFICATION CARD*. Makes technical changes. Changes effective date to April 1, 2002 (was Oct. 1, 2001).

H 1299. UNDERGROUND STORAGE TAX PROGRAM FUNDS. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO APPROPRIATE FUNDS FROM THE NONCOMMERCIAL LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP FUND TO SUPPORT ADMINISTRATION OF THE PETROLEUM UNDERGROUND STORAGE TANK PROGRAM*. Deletes appropriation to the Commercial Leaking Petroleum Underground Storage Tank Cleanup Fund, and increases appropriation to the Noncommercial Leaking Petroleum Underground Storage Tank Cleanup Fund from $247,500 in fiscal 2001-2002 to $495,000 in fiscal 2001-2002 and $495,000 in fiscal 2002-2003. Adds provision requiring the Environmental Review Comm'n to evaluate the increased funding to the Noncommercial Tank Fund, and to determine whether adjustments should be made to the Commercial Tank Fund. Comm'n to report to the 2003 General Assembly.

NEXT SESSIONS

Monday, October 1, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

C41
S.: 2001/143

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Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 142 Vol. 2001, No. 143 Senate Legislative Day 143

Monday, October 1, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
S 1106	HONORING BENJAMIN DAVID SCHWARTZ FORMER MEMBER OF THE GENERAL ASSEMBLY		HELD AS FILED	JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

SENATE BILLS

S 1106. HONORING BENJAMIN DAVID SCHWARTZ FORMER MEMBER OF THE GENERAL ASSEMBLY.
HONORING BENJAMIN DAVID "B. D." SCHWARTZ, FORMER MEMBER OF THE GENERAL ASSEMBLY. As title indicates.
Intro. by Jordan, Soles, Ballantine, Albertson.
Held As Filed GS JOINT RES

CALENDAR ACTION
October 1, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

```
H0359 VIATICAL SETTLEMENTS REWRITE.            H  PLACED ON CAL FOR 10/2/2001
 06-19-01, 08-01-01, 08-29-01, 09-17-01, 09-20-01
H0381 MENTAL HEALTH SYSTEM REFORM.             S  WITHDRAWN FROM CAL
                                               S  PLACED ON CAL FOR 10/2/2001
                                               HA CONF REPORT ADOPTED
 07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01, 09-27-01
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H0382 ADOPT STATE FRUIT AND BERRIES.	H	REC TO CONCUR S COM SUB
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
09-27-01		
H0943 DISCONTINUED MEMBERSHIP SERVICE.	H	RATIFIED
09-05-01, 09-19-01		
H1006 ENVIRONMENTAL REPORT CONSOLIDATION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
10-01-01		
H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.	H	RATIFIED
04-25-01, 07-24-01		
S0181 PASS-THROUGH ENTITY/HOUSING TAX CREDIT.	S	PRES. TO GOV. 9/28/2001
09-05-01		
S0312 AMEND ENVIRONMENTAL/HEALTH LAWS.	H	PASSED 2ND & 3RD READING
04-17-01, 06-05-01, 09-25-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/2/2001
06-13-01, 07-18-01, 08-21-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	H	PASSED 3RD READING
09-20-01, 09-25-01		
S0703 IMMUNITY/HONORING PORTABLE DNR ORDER.	H	PLACED ON CAL FOR 10/2/2001
04-25-01		
S0890 MONEY TRANSMITTERS ACT.	HA	AMEND ADOPTED #2
	H	PASSED 3RD READING
05-16-01, 07-30-01, 08-23-01, 09-10-01, 09-27-01, 10-01-01		
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/2/2001
09-26-01		
S1033 STUDY APPOINTMENT OF LOCAL HEALTH DIRECTORS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
10-01-01		
S1106 HONORING B.D. SCHWARTZ	S	HELD AS FILED

LOCAL BILLS

S0092 VARIOUS LOCAL OCCUPANCY TAXES.	H	CONF REPORT ADOPTED 2ND
04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01, 09-25-01		
S0433 FAIRVIEW INCORPORATED.	S	REC TO CONCUR H COM SUB
	S	HELD BY SENATE
08-28-01, 09-25-01, 09-26-01		
S0660 CHATHAM AUTO TAX FOR ECON. DEVELOPMENT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/2/2001
09-26-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 890. MONEY TRANSMITTERS ACT. Intro. 4/5/01. House amendment makes the following changes to 5th edition. Makes technical change only.

S 1033. STUDY APPOINTMENT OF LOCAL HEALTH DIRECTORS. Intro. 4/5/01. Senate committee substitute makes the following changes to 1st edition. Replaces original bill with *AN ACT TO DIRECT THE ENVIRONMENTAL REVIEW COMMISSION TO STUDY ISSUES RELATED TO THE APPOINTMENT OF LOCAL HEALTH DIRECTORS.* As title indicates. Requires examination of the relationships among local health directors, local boards of health, and boards of county commissioners in the appointment and evaluation of local health directors. Requires a study of the benefits of expanding to the boards of county commissioners of all counties the powers given to some counties by GS 153A-77 (permitting creation of consolidated human services board and agency). Requires report to 2002 Regular Session.

HOUSE BILLS

H 1006. ENVIRONMENTAL REPORT CONSOLIDATION. Intro. 4/9/01. Senate committee substitute makes the following changes to 1st edition. Deletes removal of annual shellfish rehabilitation program fund report. Deletes creation of the "Rivernet" water quality workgroup. Requires annual report to the Environmental Review Comm'n and Fiscal Research Division on the wastewater discharge elimination program. Adds reporting deadlines to the annual scrap tire disposal report and the annual white goods management report, both pursuant to G.S. of G.S. 130A-309.06(c).

LEGISLATION ENACTED

SL 2001-426 (H 1324). AMEND RETIREMENT DEFINITIONS. *AN ACT TO AMEND DEFINITIONS APPLYING TO THE TEACHERS' AND STATE EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL GOVERNMENTAL EMPLOYEES' RETIREMENT SYSTEM IN ORDER TO COMPLY WITH RECENT UNITED STATES DEPARTMENT OF LABOR REGULATIONS REQUIRING THAT CERTAIN VISA HOLDERS BE OFFERED RETIREMENT BENEFITS AND ELIGIBILITY FOR RETIREMENT BENEFITS ON THE SAME BASIS AS UNITED STATES CITIZENS.* Summarized in *Daily Bulletin* 4/12/01 and 5/29/01. Enacted Sept. 28, 2001. Effective Aug. 1, 2001.

SL 2001-427 (H 232). 2001 BUDGET REVENUE PROVISIONS. *AN ACT TO SET THE INSURANCE REGULATORY CHARGE, THE PUBLIC UTILITY REGULATORY FEE, AND THE ELECTRIC MEMBERSHIP CORPORATION REGULATORY FEE; INCREASE THE NONRESIDENT FEE FOR SEARCHING PUBLIC ARCHIVES; UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE; ACCELERATE PAYMENT OF WITHHOLDING TAXES; ACCELERATE PAYMENT OF SALES AND UTILITY TAXES; AUTHORIZE CERTAIN COUNTIES TO ACQUIRE PROPERTY FOR PUBLIC SCHOOLS; PROVIDE GENERAL ASSEMBLY OVERSIGHT OF AGENCY FEES; EXEMPT FROM FUEL TAX FUEL USED BY COMMUNITY COLLEGES; MAKE CLARIFYING CHANGES IN THE SUBSIDIARY DIVIDEND PROVISIONS; AUTHORIZE THE COMMISSIONER OF LABOR TO ESTABLISH CERTAIN FEES; MAKE TECHNICAL AND CLARIFYING CHANGES TO THE FRANCHISE TAX; ACCELERATE PAYMENT OF LOCAL SALES AND USE TAX REVENUE TO LOCAL GOVERNMENTS; AND ACCELERATE PAYMENT OF THE REVENUE GENERATED BY THE STATE EXCISE TAX ON CONVEYANCES TO THE STATE AND EXEMPT PRISONS LOCATED ON LAND OWNED BY THE STATE AND BUILT PURSUANT TO A CONTRACT WITH THE STATE FROM PROPERTY TAX.* Summarized in *Daily Bulletin* 2/26/01, 6/19/01, 8/23/01, 9/6/01, and 9/11/01. Enacted Sept. 28, 2001. Various effective dates.

NEXT SESSIONS

October 2, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

G41
25:2001/144

Daily Bulletin

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House Legislative Day 143 Vol. 2001, No. 144 Senate Legislative Day 144

Tuesday, October 2, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
October 2, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0327 REVISE TREASURER INVESTMENT AUTHORITY.    H  PLACED ON CAL FOR 10/3/2001
 03-19-01, 03-27-01, 09-03-01, 09-18-01
H0359 VIATICAL SETTLEMENTS REWRITE.             H  CONCURRED IN S/COM SUB
 06-19-01, 08-01-01, 08-29-01, 09-17-01, 09-20-01
H0381 MENTAL HEALTH SYSTEM REFORM.              SA CONF REPORT ADOPTED
 07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01, 09-27-01
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.   H  PLACED ON CAL FOR 10/3/2001
 06-18-01, 08-13-01, 08-16-01, 09-27-01
H0833 HONORING JOHN LAWSON                      S  WITHDRAWN FROM COMM
                                                S  PLACED ON CAL FOR 10/3/2001
H0943 DISCONTINUED MEMBERSHIP SERVICE.          H  PRES. TO GOV. 10/2/2001
 09-05-01, 09-19-01
H0955 NOTARY AUTHORITY MISREPRESENTATION        H  REPTD FAV TO CONCUR
                                                H  CAL PURSUANT RULE 36(B)
 09-18-01, 09-25-01
H1006 ENVIRONMENTAL REPORT CONSOLIDATION.       S  PASSED 2ND & 3RD READING
 10-01-01
H1013 COSMETIC ART FEES/CONTINUING EDUCATION.   H  WITHDRAWN FROM COMM
                                                H  RE-REF COM ON RULES,
                                                   CALENDAR, AND OPERATIONS OF
                                                   THE HOUSE
 07-23-01
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H1019 AMEND SEPTAGE MANAGEMENT PROGRAM.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	RE-REF COM ON FINANCE
04-19-01, 06-05-01, 07-10-01, 10-02-01		
H1063 PAY FOR PERFORMANCE/LUST CLEANUPS.	H	PLACED ON CAL FOR 10/3/2001
04-24-01, 04-26-01, 09-20-01, 09-25-01		
H1154 CRIME VICTIMS' RIGHTS ACT AMENDMENTS.	H	PRES. TO GOV. 10/2/2001
04-25-01, 07-24-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON FINANCE
08-23-01, 09-19-01		
S0163 LEAS AND GROUP HOMES.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON RULES AND OPERATIONS OF THE SENATE
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	CONF COM REPORTED
	H	CONF HELD AS MATERIAL
	H	PLACED ON CAL FOR 10/3/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 10/3/2001
03-07-01, 09-12-01, 10-02-01		
S0312 AMEND ENVIRONMENTAL/HEALTH LAWS.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 10/3/2001
04-17-01, 06-05-01, 09-25-01		
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/3/2001
07-12-01, 07-30-01, 09-04-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	CONCURRED ON 2ND READING
06-13-01, 07-18-01, 08-21-01		
S0600 MV TECHNICAL CHANGES.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON APPROPRIATIONS
04-23-01, 04-25-01, 06-14-01, 09-26-01, 09-27-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 10/3/2001
09-20-01, 09-25-01		
S0703 IMMUNITY/HONORING PORTABLE DNR ORDER.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
04-25-01, 10-02-01		
S0772 ENTERAL SEDATION/DENTIST PERMITS.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON HEALTH
S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET FLEXIBILITY.	H	PLACED ON CAL FOR 10/3/2001
04-12-01, 04-16-01, 04-17-01		
S0890 MONEY TRANSMITTERS ACT.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 10/3/2001
05-16-01, 07-30-01, 08-23-01, 09-10-01, 09-27-01, 10-01-01		
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.	S	PASSED 3RD READING
09-26-01		

LOCAL BILLS

S0035 MECKLENBURG/ IREDELL BOUNDARY CORRECTION.	H	PLACED ON CAL FOR 10/3/2001
09-13-01, 09-18-01		

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S0092 VARIOUS LOCAL OCCUPANCY TAXES.                H  CONF REPORT ADOPTED 3RD
 04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01,
09-25-01
S0433 FAIRVIEW INCORPORATED.                        S  PLACED ON CAL FOR 10/3/2001
 08-28-01, 09-25-01, 09-26-01
S0660 CHATHAM AUTO TAX FOR ECON. DEVELOPMENT.       S  WITHDRAWN FROM CAL
                                                    S  PLACED ON CAL FOR 10/4/2001
 09-26-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 210. SATELLITE ANNEXATION AGREEMENTS. Intro. 2/22/01. Conference report recommends the following changes to 2nd edition to reconcile matters in controversy. The House recedes from the amendment adopted on 9/12/01 that would have allowed noncontiguous annexation by a city that "enters into [an annexation agreement] on or after the date this subsection becomes effective." The conference report restores prior wording so that the new authority for noncontiguous annexation applies to a city that "has entered into" a qualifying annexation agreement. The Senate concurs in the House amendment adopted on 9/12/01 that changes proposed new GS 160A-58.1(b1) to require that a qualifying annexation agreement for the purposes of noncontiguous annexation must explicitly provide that the other city will not annex the area and must not say that the annexing city will not annex the area. Prior to the amendment, the proposed new section would have made noncontiguous annexation available where the annexation agreement simply provided that the other city would not annex the subject area.

S 703. IMMUNITY/HONORING PORTABLE DNR ORDER. Intro. 3/27/01. House amendment makes the following change to 2nd edition. Changes effective date from Oct. 1, 2001, to Dec. 1, 2001.

HOUSE BILLS

H 1019. SEPTAGE MGT/ON-SITE WASTEWATER/LIABILITY. Intro. 4/9/01. Senate committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO (1) AMEND THE SEPTAGE MANAGEMENT PROGRAM AND TO INCREASE CERTAIN PERMIT FEES UNDER THAT PROGRAM, (2) TO IMPROVE THE PROCESS BY WHICH ON-SITE SUBSURFACE WASTEWATER DISPOSAL TECHNOLOGIES ARE APPROVED, AND (3) TO CLARIFY THE OFFICE AND DUTIES OF AN ENVIRONMENTAL HEALTH SPECIALIST.* Makes technical changes to provisions in previous edition and adds the following new provisions

Rewrites GS 130A-343 to provide for the approval of on-site subsurface wastewater systems. Defines the following terms: accepted wastewater system, controlled demonstration wastewater system, conventional wastewater system, experimental wastewater system, and innovative wastewater system. Requires Dep't of Environment and Natural Resources to approve one or more nationally recognized protocols for the evaluation of on-site subsurface wastewater systems and to provide a listing of all approved experimental, controlled demonstration, innovative, and accepted wastewater systems to local health departments. Permits manufacturers of wastewater systems to apply to the Dep't to have a system evaluated as an experimental system or a controlled demonstration system and sets forth procedures for the evaluation. Authorizes the installation of up to 50 experimental systems or 200 controlled demonstration systems pursuant to protocols approved by the Dep't on sites that are suitable for conventional systems and that have a repair area of sufficient size to allow installation of a conventional, approved innovative, or accepted system if the experimental or controlled demonstration system fails. Permits manufacturers of systems to apply to the Dep't to have the system approved as an innovative system if (1) the system has been evaluated as an experimental or controlled demonstration system, or (2) the manufacturer can provide data and findings from research and testing in other states. Sets forth procedures and criteria for approval. Permits manufacturers of innovative systems that have been in general use in NC for more than five years to petition the Comm'n to have the system designated as an accepted system and sets forth procedures and criteria for such designation. Requires performance warranties in certain circumstances. Sets forth a schedule of fees as follows: Review of a protocol, $1000 review of an experimental,

controlled demonstration, innovative, or accepted system, $3000; review of a residential wastewater treatment system pursuant to GS 130A-342, $2000; review of a new tank design, $100; review of tank design modification, $20; review of a component of a system, $100; modification to approved innovative system, $1000. Establishes On-Site Wastewater System Account and provides that fees collected shall be placed in the account and applied to the costs of implementing the approval process.

Requires every local health department to hire one or more environmental health specialists and sets forth qualifications and duties for those positions. Grants qualified immunity to environmental health specialists carrying out their statutory duties.

NEXT SESSIONS

Wednesday, October 3, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

41
.5: 2001/145

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 144 Vol. 2001, No. 145 Senate Legislative Day 145

Wednesday, October 3, 2001

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None

CALENDAR ACTION
October 3, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0013 MOTOR VEHICLE REPAIRS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-19-01, 10-03-01		
H0231 EDUCATION REVENUE ACT.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
08-23-01, 08-28-01, 08-30-01, 09-18-01, 09-27-01		
H0253 CERTAIN MANUFACTURED HOMES REAL PROPERTY.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
03-21-01, 10-03-01		
H0327 REVISE TREASURER INVESTMENT AUTHORITY.	H	CONCURRED IN S/COM SUB
03-19-01, 03-27-01, 09-03-01, 09-18-01		
H0359 VIATICAL SETTLEMENTS REWRITE.	H	RATIFIED
06-19-01, 08-01-01, 08-29-01, 09-17-01, 09-20-01		
H0382 ADOPT STATE FRUIT AND BERRIES.	H	REPTD FAV TO CONCUR
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 10/4/2001
09-27-01		
H0599 REVISE CONSUMER FINANCE ACT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/4/2001
04-05-01, 04-23-01, 10-02-01		

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H0635 REGULATE BODY PIERCING.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADOPTED
	S	RE-REF COM ON FINANCE
04-12-01, 09-13-01, 09-18-01, 10-03-01		
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.	HF	FAILED 2ND READING
	H	RECONSIDERED 2ND READING
	H	PASSED 2ND READING
06-18-01, 08-13-01, 08-16-01, 09-27-01		
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.	S	REPTD FAV
	S	PLACED ON CAL FOR 10/3/2001
	S	PASSED 2ND READING
05-02-01, 09-10-01, 09-19-01, 09-20-01, 10-02-01		
H0833 HONORING JOHN LAWSON	S	PASSED 2ND & 3RD READING
H0946 POSSESSION/MANUFACTURE OF FRAUDULENT IDS.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
	S	ENGROSSED
04-25-01, 10-02-01, 10-03-01		
H0948 REDEFINE "SPECIAL ABC AREA".	S	PASSED 2ND & 3RD READING
04-23-01, 04-26-01, 10-02-01		
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	S	PASSED 2ND READING
05-16-01, 05-30-01, 06-05-01, 10-02-01		
H1006 ENVIRONMENTAL REPORT CONSOLIDATION.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
10-01-01		
H1019 SEPTAGE MGT/ON-SITE WASTEWATER/ LIABILITY.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON JUDICIARY I
04-19-01, 06-05-01, 07-10-01, 10-02-01		
H1048 MORATORIUM ON HEALTH INS. MANDATES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
04-23-01, 10-03-01		
H1061 EXEMPT WATER RESALE FROM DRINKING WATER ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
10-03-01		
H1063 PAY FOR PERFORMANCE/LUST CLEANUPS.	H	CONCURRED IN S/COM SUB
04-24-01, 04-26-01, 09-20-01, 09-25-01		
H1195 ANNUAL ABSENTEE BALLOT REQUEST.	S	PASSED 2ND & 3RD READING
04-26-01, 10-02-01		
H1245 NCDL/SELECTIVE SERVICE REGISTRATION.	H	PLACED ON CAL FOR 10/4/2001
04-24-01, 09-27-01		
H1270 EASTERN BAND OF CHEROKEES' FULL FAITH AND CREDIT	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/4/2001
04-24-01		
H1299 UNDERGROUND STORAGE TANK PROGRAM FUNDS.	H	PLACED ON CAL FOR 10/4/2001
09-27-01		
H1466 EXPRESSING SUPPORT FOR THE PRESIDENT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PASSED 2ND & 3RD READING
10-03-01		
S0163 LEAS AND GROUP HOMES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
10-03-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	CONF REPORT ADOPTED 2ND
	SA	CONF REPORT ADOPTED
03-07-01, 09-12-01, 10-02-01		
S0312 AMEND ENVIRONMENTAL/HEALTH LAWS.	S	CONCURRED IN H/COM SUB
04-17-01, 06-05-01, 09-25-01		

S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
07-12-01, 07-30-01, 09-04-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	CONCURRED ON 3RD READING
06-13-01, 07-18-01, 08-21-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/17/2001
09-20-01, 09-25-01		
S0703 IMMUNITY/HONORING PORTABLE DNR ORDER.	S	CONCURRED IN H AMEND #1
04-25-01, 10-02-01		
S0748 BILL LEE ACT CHANGES-AB.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
	H	WITHDRAWN FROM COMM
	H	CAL FOR IMMEDIATE CONSID
	HA	AMEND ADOPTED #1,#2
	H	PASSED 2ND READING
09-19-01, 09-20-01, 10-02-01, 10-03-01		
S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET FLEXIBILITY.	H	POSTPONED TO 10/4/2001
04-12-01, 04-16-01, 04-17-01		
S0890 MONEY TRANSMITTERS ACT.	S	CONCURRED IN H/COM SUB
05-16-01, 07-30-01, 08-23-01, 09-10-01, 09-27-01, 10-01-01		
S0907 ORGAN DONATION PRESUMED.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
10-03-01		
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.	H	REC FROM SENATE
	H	REF TO COM ON FINANCE
09-26-01		

LOCAL BILLS

H0917 DURHAM HISTORIC PROPERTIES-2.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
10-03-01		
S0035 MECKLENBURG/ IREDELL BOUNDARY CORRECTION.	H	PASSED 2ND READING
09-13-01, 09-18-01		
S0046 MONROE PREPARED FOOD TAX.	S	PASSED 2ND READING
10-02-01		
S0359 HONORING LIFE AND MEMORY OF HENRY EVANS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 10/3/2001
	S	PASSED 2ND & 3RD READING
	H	REC FROM SENATE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND & 3RD READING
10-03-01		
S0433 FAIRVIEW INCORPORATED.	S	CONCURRED IN H/COM SUB
08-28-01, 09-25-01, 09-26-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 46. MONROE PREPARED FOOD TAX. Intro. 2/6/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill with *AN ACT TO AUTHORIZE THE CITY OF MONROE TO LEVY A PREPARED FOOD TAX.* Authorizes the Monroe City Council to levy a tax of up to one percent (1%) of the sales price of prepared food sold within the city at retail for consumption on or off the premises by a retailer subject to sales tax under GS 105-164.4(a)(1). Tax may be levied without referendum if question whether to levy this tax has not been defeated within 5 years in a referendum, or Council may put question of tax levy to referendum. Provides that the tax shall not apply to the following sales of prepared food: (1) prepared food served to residents in a boarding house in conjunction with rental of lodging; (2) retail sales exempt from taxation under GS 105-164.13; (3) retail sales through vending machines; (4) prepared food served by a retailer subject to the local occupancy tax if the charge for the meals is included in charge for accommodations; (5) prepared food furnished without charge by an employer to an employee; (6) retail sales by grocers, other than sales of prepared food in the delicatessen or a similar department; and (7) prepared food served on a federal military reservation. Sets forth procedures for collection and administration of the tax. Provides for refunds of the tax to nonprofits and governmental entities. Requires city to use the proceeds of the tax for the construction, operation, and maintenance of a civic center, for downtown development, and for economic development.

S 163. LEAS AND GROUP HOMES. Intro. 2/19/01. Senate committee substitute makes the following changes to 1st edition. Provides that no additional group homes shall be approved, opened, licensed, or built in any county where the number of residential treatment home and supervised living home beds for individuals of all disability groups exceeds 1 per 733 population. Deletes provisions appropriating funds and amends long title accordingly.

S 359. HONORING HENRY EVANS. Intro. 3/7/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill with *A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF HENRY EVANS, FOUNDER OF EVANS METROPOLITAN AME ZION CHURCH ON THE CHURCH'S TWO HUNDREDTH ANNIVERSARY.* As title indicates.

S 748. BILL LEE ACT CHANGES. Intro. 3/29/01. House committee substitute makes the following changes to 3rd edition. [The House committee substitute reported 10/02/01 and two floor amendments adopted 10/03/01 will be digested in tomorrow's Bulletin.]

S 907. ORGAN, EYE, AND TISSUE DONOR REGISTRY. Intro. 4/4/01. Senate committee substitute makes the following changes to 1st edition. Replaces original bill with *AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND OTHER APPROPRIATE STATE AGENCIES TO STUDY THE ESTABLISHMENT OF A STATEWIDE ORGAN, EYE, AND TISSUE DONOR REGISTRY, AND TO CLARIFY THE CURRENT LAW PERTAINING TO ANATOMICAL GIFT DONATION.* Directs Dep't of Health & Human Services to conduct study described in title in conjunction with Dep't of Transportation, federally designated organ, eye, and tissue procurement organizations, and tissue banks. Specifies topics that must be addressed. Requires report to Joint Legislative Health Care Oversight Committee by May 1, 2002.

Effective 1/1/02, amends GS 130A-404 (specifying persons who may make an anatomical gift) to provide that gifts made in one of the ways prescribed by GS 130A-406 do not need additional authority from donor or donor's family or estate, that such gifts are not revoked by donor's death, and neither donor's family nor donor's health care agent may refuse to honor the gift or thwart procurement of the donation. Also adds provision that donation on behalf of decedent who has not made donation provision may be made by individual who has an established relationship with the decedent, who is acting in good faith, and who can reliably convey decedent's wishes.

Effective 1/1/02, amends GS 20-7.3 to require Dep't of Transportation to make organ, eye, and tissue donor cards available to interested persons in driver license offices.

Authorizes DOT and Dep't of HHS to use funds appropriated for 2001-03 biennium to implement act.

HOUSE BILLS

H 13. MOTOR VEHICLE REPAIRS. Intro. 1/29/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO PROHIBIT INSURANCE COMPANIES FROM RECOMMENDING THAT INSURANCE CLAIMANTS OBTAIN MOTOR VEHICLE REPAIR SERVICES FROM PARTICULAR SOURCES WITHOUT INFORMING THEM OF THEIR OPTIONS; TO AMEND THE SURPLUS LINES LAW TO CONFORM IT TO THE GRAMM-LEACH-BLILEY ACT; AND TO CORRECT AN ERROR IN AN AMENDMENT TO THE WORKERS' COMPENSATION ACT.* Amends previous provisions by (1) adding a requirement that the provisions of new subsection (b1) of GS 58-3-180 be included in nonfleet private passenger motor vehicle insurance policy forms approved by the Comm'r of Insurance, (2) deleting provision authorizing Comm'r to adopt rules regarding insurance companies' recommendations for motor vehicle repairs, and (3) deleting provision authorizing the Legislative Research Comm'n to study insurance companies' recommendations for motor vehicle repairs. Adds new provision requiring nonresident surplus line licensees to obtain a countersignature by a resident licensee or a regulatory support organization on every report filed. Adds new provision governing the termination of a member's participation in a group workers' compensation self-insurance plan. Provides that a group may terminate a member's participation on 30 days' written notice to the member, or 10 days' notice if the termination is for nonpayment of premium, and a member may terminate participation in the group on 10 days' written notice to the group. Original provisions of bill, as amended, effective April 1, 2002; provisions regarding countersignatures for surplus line licensees effective January 1, 2002; remainder effective upon enactment.

H 599. REVISE CONSUMER FINANCE ACT. Intro. 3/14/01. Senate committee substitute makes the following changes to 3rd edition. Deletes portions of bill revising the amount of and maximum interest rates for small loans and amends title accordingly. Deletes provisions authorizing State Banking Comm'n to review small loan processing fee charges. Authorizes a lender to charge a party to a loan or extension of credit governed by GS 53-173 a late payment charge not to exceed the greater of $7 or 5%, and in no event to exceed $10. Changes amounts of fees that may be charged for processing loans governed by GS 53-176 to $25 for loans up to $2,500 and 1% of the cash advance above $2,500, not to exceed a total of $60 (was, flat fee of $40). Permits a lender who has elected to make loans in accordance with GS 53-176 to continue to make such loans unless notified by Comm'r in writing of intent to terminate the lender's election (under current law, lender must reinstate the lender's election annually). Authorizes a borrower to cancel a loan within three business days after disbursement of the loan proceeds without incurring or paying interest so long as the full amount is returned to and received by the licensee within that time. Limits borrowers to two such cancellations per year for a single licensee. Makes additional technical and conforming changes. Effective Dec. 1, 2001 (was July 1, 2001).

H 635. REGULATE BODY PIERCING. Intro. 3/14/01. Senate amendment makes the following changes to 4th edition. Makes technical changes only.

H 688. TAX REVENUE FOR TURFGRASS RESEARCH/MENTAL HEALTH. Intro. 3/19/01. Senate committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO TAX THE SALES OF FERTILIZERS AND SEED TO NONFARMERS AND TO APPROPRIATE REVENUES FOR TURFGRASS RESEARCH AND EDUCATION, RESEARCH INITIATIVES FUNDED BY THE AGRICULTURAL ADVANCEMENT CONSORTIUM, AND THE TRUST FUND FOR MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES AND BRIDGE-FUNDING NEEDS.* Amends the proposed change to GS 105-164.13 to delete provision exempting from sales and use tax fertilizer, lime, land plaster, and seeds sold for use on a family vegetable garden. Deletes the proposed new GS 105-164.44F (allocation of sales tax revenue for turfgrass research). Appropriates $600,000 from General Fund to UNC Board of Governors in each year of 2001-03 biennium for research initiatives at N.C. State Univ. Center for Turfgrass Environmental Research and Education. Center may receive research funding proposals from NCSU or NC A&T University. Appropriates $100,000 from General Fund to Dep't of Agriculture and Consumer Services in each year of 2001-03 biennium to educate the public on the results of the Center's research. Requires report to the Joint Legislative Commission on governmental operations and the Fiscal Research Division by Nov. 1, 2001 (was annually). Appropriates $200,000 from General Fund to Rural Economic Development Center for 2001-2002 and $200,000 from General Fund to Agricultural Advancement Consortium for the 2002-2003 to support research initiatives funded by the Consortium. Appropriates from General Fund $2.5 million for 2001-2002 and $4.5 million for 2002-2003 to Trust Fund for Mental Health, Developmental Disabilities, and Substance Abuse Services and Bridge Funding Needs for purposes stated in GS 143-15D(b).

H 917. DURHAM CHARTER CLEANUP/RAISE OCCUPANCY TAX. Intro. 3/28/01. Senate committee substitute makes the following changes to 1st edition. Replaces original bill with *AN ACT TO REPEAL OBSOLETE OR REDUNDANT SECTIONS OF THE CHARTER OF THE CITY OF DURHAM, TO CONSOLIDATE DURHAM COUNTY'S OCCUPANCY TAX PROVISIONS, AND TO AUTHORIZE DURHAM COUNTY TO INCREASE ITS OCCUPANCY TAX FROM 5% TO 6%.* As title indicates with respect to portions concerning charter amendments and consolidation of occupancy tax provisions . Effective 12/1/01, authorizes Durham County to increase occupancy tax from 5% to 6% to finance a Performing Arts Theater being planned by City of Durham. Provides that if this project has not been approved by city within 42 months after additional occupancy tax is authorized, tax shall be repealed and accumulated proceeds distributed to Durham Convention and Visitors Bureau. Specifies uses of additional tax during first 24 months of levy.

H 946. POSSESSION/MANUFACTURE OF FRAUDULENT IDS. Intro. 4/2/01. Senate committee substitute makes the following changes to 2nd edition. Makes it a Class 2 misdemeanor (was, Class 1) for any person to knowingly possess or manufacture a false or fraudulent form of identification for the purpose of deception, fraud, or other criminal conduct. Adds new provisions establishing the Drivers License Technology Fund and governing the electronic verification of drivers license information: (1) establishes Drivers License Technology Fund in the Dep't of Transportation as a nonreverting, interest-bearing special revenue account, with money to be used for information technology and office automation needs; and (2) requires Comm'r of Motor Vehicles to establish and operate an electronic system that can be used to verify drivers licenses and identification cards issued by the Division of Motor Vehicles and the dates of birth on those documents, in order to facilitate access to information to prevent the use of false identification for underage purchases of age-restricted products. Prohibits a person using the electronic system from collecting, retaining, transferring or making accessible any information for any purpose other than those established in the bill. Makes additional technical changes. New provisions effective upon enactment; remainder effective Dec. 1, 2001.

Senate amendment adds new section that intends to amend GS 14-313(b) by providing that a person engaged in the sale of tobacco products, who relies on the electronic system established and operated by the Division of Motor Vehicles pursuant to GS 20-37.2 to verify the age of a prospective purchaser, shall have a reasonable defense to a charge of failure to demand proof of age.

H 948. REDEFINE "SPECIAL ABC AREA". Intro. 4/3/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO MAKE CHANGES IN THE LAW REGARDING THE DEFINITION OF "SPECIAL ABC AREA," TO CLARIFY HOW DISTANCES BETWEEN ABC ESTABLISHMENTS AND CHURCHES AND SCHOOLS ARE MEASURED, TO AUTHORIZE THE SUMMARY REVOCATION OR SUSPENSION OF AN ABC PERMIT FOR VIOLATIONS RELATING TO ALCOHOLIC BEVERAGE SALES IN URBAN REDEVELOPMENT AREAS, AND TO MODIFY THE LAW CONCERNING MIXED BEVERAGE ELECTIONS ON BARRIER ISLANDS.* Amends definition of "special ABC area" in GS 18B-101 to include an area of a county meeting the following requirements: (1) the county borders the Atlantic Ocean and has a seaport supporting oceangoing vessels, (2) ABC stores have been established in the county and the sale of mixed beverages is allowed in six or more municipalities, (3) the population of the county exceeds 52,000, (4) there are more than 3,000 tourism-related jobs, and (5) tourism expenditures exceed $200 million annually. Deletes provisions making definition inapplicable to Graham and Swain counties. Rewrites GS 18B-901(c) to clarify that distances between ABC establishments and churches or schools are to be measured from the principal entrance of the establishment to the principal entrance of the church or school. Amends GS 18B-309, which provides that an ABC-permitted food business or eating establishment in an urban redevelopment area may not have alcoholic beverage sales in excess of 50% of total annual sales, to require a city council to file a certified copy of the official action and original documents designating the area an urban redevelopment area. Directs the Alcoholic Beverage Comm'n to summarily suspend or revoke a permit issued by it if a permittee is in violation of GS 18B-309(c) (requiring full and accurate monthly records of finances by permitted businesses in urban redevelopment areas). Amends GS 18B-600(f) to allow elections on the sales of malt beverages, unfortified wines, and mixed beverages in a township that is in a county in which ABC stores have been established pursuant to law, one-third or more employment is travel-related, spending on travel exceeds $400 million per year, the entirety of two townships consists of one island (and several smaller islands not making up more than one percent of the total land area of the two townships) and where the island has a population of 4,000 or more and is located with one side facing the ocean and another side facing a coastal sound. Amends GS 95-25.5(j) to allow ABC-permitted business to

employ a youth under 16 years of age, provided the youth is at least 14 and both of the following conditions are met: (1) the employer obtains the written consent of the youth's parent or guardian, and (2) the youth is employed to work on the outside grounds of the premises for a purpose that does not involve the preparation, serving, dispensing, or sale of alcoholic beverages.

H 969. AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. Intro. 4/4/01. Senate committee substitute makes the following changes to 4th edition. Statutory change became effective after the filing of the 4th edition of the bill, but prior to the filing of the Committee Substitute. The Committee substitute therefore makes the following changes to the current version of GS 20-183.7 (effective July 1, 2001). Amends GS 20-183.7(a) by phasing in a series of fee increases for the performance of vehicle inspections and the issuance of inspection stickers as shown in the table below.

Type of Fee	Rate as of 11/1/01	Rate as of 1/1/03
Safety Only: Inspection Fee/Sticker Fee	9.40/1.05	9.40/2.60
Emissions and Safety: Inspection Fee/Sticker Fee	19.50/6.60	19.70/6.30

Establishes two new accounts: the Telecommunications Account, in new section GS 20-183.7(d1), and the Highway Trust Fund Repayment Fee, in new section GS 20-183.7(d2). Phases in changes in the level of distribution of sticker fees allocated to the various funds as shown below.

Recipient Fund	Distribution as of 11/1/01 (Safety / emissions and safety)	Distribution as of 1/1/02 (Safety / emissions and safety)	Distribution as of 1/1/03 (Safety / emissions and safety)
Highway Fund	.75/.00	.75/.00	.55/.55
Emissions Program Acc't	.00/2.55	.00/3.80	.00/2.90
Telecommunications Acc't	.00/1.75	.00/1.75	1.75/1.75
Volunteer/Rescue/EMS Fund	.18/.15	.18/.18	.18/.18
Rescue Squad Workers' Relief Fund	.12/.10	.12/.12	.12/.12
Division of Air Quality	.00/.40	.00/.65	.00/.65
Hwy. Trust Fund Repayment Fee	.00/1.55	.00/.00	.00/.15

Eliminates Highway Trust Fund Repayment Fee effective July 1, 2007. After that date, the fees are distributed to the remaining funds as follows:

Recipient Fund	Safety only Sticker Fees	Emissions & Safety Sticker Fees
Highway Fund	.55	.55
Emissions Program Acc't	.00	3.00
Telecommunications Acc't	1.75	1.75
Volunteer/Rescue/EMS Fund	.18	.18
Rescue Squad Workers' Relief Fund	.12	.12
Division of Air Quality	.00	.70

Adds provision allowing the Dep't of Transportation to transfer up to $2.2 million from the Highway Trust Fund to the Dep't of Motor Vehicles to pay for telecommunications costs associated with the emissions inspection and maintenance program incurred during 2001 calendar year. Establishes the Highway Trust Fund Repayment Fee to repay these funds to the Highway Trust Fund. Amends the effective date of all provisions previously effective on Oct. 1, 2001, so that they now become effective on Jan. 1, 2002. Directs Joint Legislative Transportation Oversight Committee to study motor vehicle safety inspection program. Authorizes interim report to 2002 Session and requires final report to 2003 Session. Makes technical corrections.

H 1048. MORATORIUM ON HEALTH INS. MANDATES. Intro. 4/10/01. Senate committee substitute makes the following changes to 2nd edition. Provides that moratorium does not begin until July 1, 2003 (was Jan. 1, 2002) and expires July 1, 2005 (was Jan. 1, 2004). Makes conforming change to date in long title.

H 1061. ALLOCATION OF WATER/SEWER SERVICE COSTS. Intro. 4/10/01. Senate committee substitute makes the following changes to 1st edition. Completely replaces original bill with *AN ACT TO SPECIFY THE PROCESS BY WHICH THE COST OF PROVIDING WATER AND SEWER SERVICE MAY BE ALLOCATED TO A DWELLING UNIT.* Authorizes NC Utilities Comm'n to adopt procedures that allow for the allocation of costs for providing water and sewer service on a use basis to persons who occupy the same contiguous premises. Provides that rates may not exceed the actual purchase price of the service to the provider plus a reasonable administrative fee. Provides that a written rental agreement for a dwelling unit may establish a variable monthly rent that is the sum of a base rent specified in the agreement and the amount of water and sewer service allocated to the dwelling unit.

H 1195. ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO GIVE ILL AND DISABLED CIVILIANS THE SAME RIGHT AS MILITARY PERSONNEL TO REQUEST ABSENTEE BALLOTS FOR AN ENTIRE CALENDAR YEAR AND BY PRESCRIBING A METHOD FOR MAKING ABSENTEE BALLOT REQUESTS, AND TO REALIGN THE SUPERIOR COURT DISTRICTS IN FORSYTH COUNTY.* Makes technical changes to original provisions. Adds new provisions prescribing a method for requesting absentee ballots. Requires written requests for absentee ballots to be written entirely by the requester personally or on a form generated by the county board of elections and signed by the requester. Provides that a requester who is unable to complete a written request due to disability or illiteracy to receive assistance in writing the request from an individual of the requester's choice. Requires State Board of Elections to adopt rules for enforcement of these provisions. Adds new provision realigning the superior court districts in Forsyth County. Provisions regarding Forsyth County superior court apply to appointments and elections made or held on or after Jan. 1, 2002. Provisions regarding absentee ballots apply to primaries and elections held on or after Jan. 1, 2002.

H 1466. SUPPORT TROOPS/CIVIL RELIEF. Intro. 9/17/01. Senate committee substitute makes the following changes to 1st edition. Replaces joint resolution with *AN ACT TO SUPPORT TROOPS PARTICIPATING IN OPERATIONS ENDURING FREEDOM AND NOBLE EAGLE, AND TO PERMIT LEAVE FOR DISASTER SERVICE VOLUNTEERS.* Expresses the General Assembly's support for the President in his efforts to find and punish those responsible for the September 11 terrorist attacks and the General Assembly's desire to assure that military personnel involved in responding to the attacks can serve without undue concern for obligations imposed by the state. Authorizes Governor to extend deadlines and waive penalties or fees as necessary to alleviate hardships to military personnel. Grants deployed military personnel a grace period of 90 days after the end of their deployment in which to list property for taxation and pay any property taxes that became due or delinquent during their deployment. Amends GS 166A-32 to provide for leave for state employees who provide disaster relief within the United States (current law limits leave to disaster relief efforts within North Carolina). Community colleges, upon request of the student and during the 2001-2002 academic year only, must refund tuition and fees to military reserve and national guard personnel called to active duty or to active personnel who have received temporary or permanent reassignments that make it impossible to complete their courses, must refund their extension registration fees, and must buy back their textbooks to the extent possible. University of North Carolina constituent institutions, for the 2001-2002 academic year only, may refund tuition or fees if students request them because of involuntary or voluntary military service or because of circumstances related to national emergencies.

NEXT SESSIONS

Thursday, October 4, 2001

HOUSE convenes at 10:00 a.m.

SENATE convenes at 10:00 a.m.

G41
25:2001/146

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 145 Vol. 2001, No. 146 Senate Legislative Day 146

Thursday, October 4, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
S 1107	HONOR WILLIAM GREY SMITH		RULES	JOINT RES

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SUMMARIES OF BILLS INTRODUCED TODAY

SENATE BILLS

S 1107. HONOR WILLIAM GREY SMITH. *HONORING THE LIFE AND MEMORY OF WILLIAM GREY SMITH, FORMER MEMBER OF THE GENERAL ASSEMBLY.* As title indicates.
Intro. by Jordan, Soles, Ballantine, and Albertson.
Ref. to Rules JOINT RES

CALENDAR ACTION
October 4, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0013 MOTOR VEHICLE REPAIRS.                      S  PASSED 2ND & 3RD READING
 04-19-01, 10-03-01
H0106 SCHOOL ELECTION OPTIONS.                    CONF COM WITHDRAWN/DISMISSED
H0253 CERTAIN MANUFACTURED HOMES REAL             SA AMEND ADOPTED #1
      PROPERTY.                                   S  PASSED 2ND READING
                                                  S  WITHDRAWN FROM CAL
                                                  S  PLACED ON CAL FOR 10/17/2001
 03-21-01, 10-03-01, 10-04-01
H0327 REVISE TREASURER INVESTMENT AUTHORITY.      H  RATIFIED
 03-19-01, 03-27-01, 09-03-01, 09-18-01
H0359 VIATICAL SETTLEMENTS REWRITE.               H  PRES. TO GOV. 10/4/2001
 06-19-01, 08-01-01, 08-29-01, 09-17-01, 09-20-01
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H0381 MENTAL HEALTH SYSTEM REFORM.	H	RATIFIED
07-11-01, 07-19-01, 07-24-01, 07-26-01, 08-16-01, 08-28-01, 09-04-01, 09-27-01		
H0382 ADOPT STATE FRUIT AND BERRIES.	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
	S	CONF COM APPOINTED
09-27-01		
H0599 REVISE CONSUMER FINANCE ACT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/17/2001
04-05-01, 04-23-01, 10-02-01		
H0644 TOLL ROAD AND BRIDGE AUTHORITY CREATED.	H	PASSED 3RD READING
	S	REC FROM HOUSE
	S	REF TO COM ON FINANCE
06-18-01, 08-13-01, 08-16-01, 09-27-01		
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.	S	PASSED 3RD READING
05-02-01, 09-10-01, 09-19-01, 09-20-01, 10-02-01		
#H0833 HONORING JOHN LAWSON	H	RATIFIED
	HR	CH. RES 2001-34
H0946 POSSESSION/MANUFACTURE OF FRAUDULENT IDS.	H	REC TO CONCUR S COM SUB
	H	REF TO COM ON JUDICIARY II
04-25-01, 10-02-01, 10-03-01		
H0948 REDEFINE "SPECIAL ABC AREA".	H	REC TO CONCUR S COM SUB
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-23-01, 04-26-01, 10-02-01		
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	SA	AMEND ADOPTED #1
	S	PASSED 3RD READING
05-16-01, 05-30-01, 06-05-01, 10-02-01, 10-04-01		
H1048 MORATORIUM ON HEALTH INS. MANDATES.	S	PASSED 2ND & 3RD READING
04-23-01, 10-03-01		
H1061 EXEMPT WATER RESALE FROM DRINKING WATER ACT.	S	PASSED 2ND & 3RD READING
10-03-01		
H1063 PAY FOR PERFORMANCE/LUST CLEANUPS.	H	RATIFIED
04-24-01, 04-26-01, 09-20-01, 09-25-01		
H1144 AMEND ST. BD. OF EDUC. ADVISORY MEMBERS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 10/4/2001
	S	PASSED 2ND & 3RD READING
04-24-01, 10-04-01		
H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE.	H	REC TO CONCUR S COM SUB
	H	REF TO COM ON ELECTION LAW AND CAMPAIGN FINANCE REFORM
04-26-01, 10-02-01		
H1245 NCDL/SELECTIVE SERVICE REGISTRATION.	H	PASSED 2ND READING
04-24-01, 09-27-01		
H1270 EASTERN BAND OF CHEROKEES' FULL FAITH AND CREDIT	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/17/2001
04-24-01		
H1427 AMEND USE VALUE STATUTES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/17/2001
08-22-01, 09-04-01, 10-04-01		
H1466 SUPPORT TROOPS/CIVIL RELIEF.	H	REC FROM SENATE
	H	RETURNED TO SENATE
10-03-01		

S0140 AD HOC COMMUNITY COLLECTIONS REPORTED.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 10/4/2001
	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
05-30-01, 10-04-01		
S0163 LEAS AND GROUP HOMES.	S	PASSED 2ND & 3RD READING
10-03-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 10/4/2001
	SA	CONF REPORT ADOPTED
04-25-01, 08-16-01, 08-22-01, 10-04-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	H	CONF REPORT ADOPTED 3RD
	S	RATIFIED
03-07-01, 09-12-01, 10-02-01		
S0312 AMEND ENVIRONMENTAL/HEALTH LAWS.	S	RATIFIED
04-17-01, 06-05-01, 09-25-01		
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 10/8/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 10/4/2001
	SA	CONF REPORT ADOPTED
04-19-01, 06-12-01, 10-04-01		
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	H	CONF COM APPOINTED
07-12-01, 07-30-01, 09-04-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	RATIFIED
06-13-01, 07-18-01, 08-21-01		
S0470 AMEND MV DEALER FRANCHISE LAWS.	H	CONF COM REPORTED
04-25-01, 08-14-01, 08-30-01, 10-04-01		
S0703 IMMUNITY/HONORING PORTABLE DNR ORDER.	S	RATIFIED
04-25-01, 10-02-01		
S0748 BILL LEE ACT CHANGES-AB.	HA	AMEND ADOPTED #3
09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01		
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON JUDICIARY II
04-23-01, 05-17-01, 05-29-01		
S0890 MONEY TRANSMITTERS ACT.	S	RATIFIED
05-16-01, 07-30-01, 08-23-01, 09-10-01, 09-27-01, 10-01-01		
S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY	S	PASSED 2ND & 3RD READING
10-03-01		
S1038 PUBLIC RIGHT-OF-WAY DECLARATION.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
04-25-01		

LOCAL BILLS

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H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.        H  CONF COM REPORTED
                                                 H  CONF HELD AS MATERIAL
                                                 H  PLACED ON CAL FOR 10/8/2001
                                                 S  CONF COM REPORTED
                                                 S  PLACED ON CAL FOR 10/4/2001
                                                 SA CONF REPORT ADOPTED
 07-18-01, 08-07-01, 08-08-01, 10-04-01
H0917 DURHAM HISTORIC PROPERTIES-2.              S  WITHDRAWN FROM CAL
                                                 S  PLACED ON CAL FOR 10/17/2001
                                                 S  WITHDRAWN FROM CAL
                                                 S  PLACED ON CAL FOR 10/4/2001
                                                 S  PASSED 2ND READING
                                                 S  WITHDRAWN FROM CAL
                                                 S  PLACED ON CAL FOR 10/17/2001
 10-03-01
S0035 MECKLENBURG/ IREDELL BOUNDARY              H  PASSED 3RD READING
      CORRECTION.                                S  RATIFIED
 09-13-01, 09-18-01
S0046 MONROE PREPARED FOOD TAX.                  S  PASSED 3RD READING
 10-02-01
S0092 VARIOUS LOCAL OCCUPANCY TAXES.             S  RATIFIED
 04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01,
09-25-01
#S0359 HONORING LIFE AND MEMORY OF HENRY EVANS.  S  RATIFIED
                                                 SR CH. RES 2001-33
 10-03-01
S0433 FAIRVIEW INCORPORATED.                     S  RATIFIED
 08-28-01, 09-25-01, 09-26-01
S0660 CHATHAM AUTO TAX FOR ECON. DEVELOPMENT.    S  PASSED 3RD READING
 09-26-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 140. AD HOC COMMUNITY COLLECTIONS REPORTED. Intro. 2/14/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO REQUIRE PERSONS TO REPORT AD HOC COMMUNITY COLLECTIONS SOLICITED OR ACCEPTED FOR NAMED INDIVIDUALS OR PURPOSES.* Clarifies that provisions of bill apply to contributions solicited for or accepted by or on behalf of a specific named charitable purpose that is not under the authority of a 501(c)(3) corporation or an organization with a pending application for 501(c)(3) status. Deletes provision exempting from bill's provisions attorneys, investment counselors, and bankers who advise a person to make a charitable contribution. Deletes appropriation. Deletes requirements for public information program and annual report. Authorizes Sec'y of State to study GS Chapters 131F and 131G. Changes effective date to December 1, 2001 (was July 1, 2001). Senate amendment adds exemption from bill's provisions for contributions reportable under GS Ch. 163 Art. 22A (contributions to political campaigns).

S 352. EXTEND LIEN FOR PUBLIC HEALTH NUISANCE. Intro. 3/6/01. Conference report makes the following changes to 2nd edition, as amended by House, to reconcile matters in controversy. Reinstates provisions making unpaid expense for city removal of public health nuisance a lien on all property owned by landowner within city limits, except for the landowner's primary residence. Provides that those provisions do not apply if the person can show that the nuisance was created solely by the actions of another.

S 748. BILL LEE ACT CHANGES. Intro. 4/02/01. House committee substitute was reported 10/02/01 but not digested on that date. Amendments 1 and 2 were adopted by the House on 10/03/01 but not digested on that date. Amendment 3 was adopted 10/04/01. Together, the committee substitute and amendments make the following changes to 3rd edition.

In GS 105-219.2, adds definition of "computer services" and redefines "data processing." Throughout act changes standard for whether a taxpayer is eligible for credits from "certification" that the taxpayer "will invest" a particular sum to a "written determination" that the taxpayer "is expected" to make such an investment. Amends GS 105-164.4(a) to redefine sales tax on electricity sold to manufacturers and provide guidelines for implementing new tax. Current 2.83% tax rate is replaced by scale of rates between 0.17% and 2.83% based on volume of megawatt hours received in previous year. Adds new subsection (8b) in GS 105-164.13 specifying that electricity sold to manufacturers for certain uses are exempted from retail sales and use tax (includes use in a plasma furnace or to produce glass). Amends GS 105-129.35 to extend sunset on rules of use historic rehabilitation tax credit by a pass-through entity from January 1, 2002 to January 1, 2004.

Sales tax holiday. Expands bill to amend sales tax holiday as enacted by SL 2001-424. House amendment on 10/04/01 added a second sales tax holiday each year in January (between 12:01 a.m. on the second Friday and 11:59 p.m. on the following Sunday). Adds definitions of clothing, clothing accessories or equipment (incidental items like jewelry, cosmetics, eyewear, wallets, and watches), protective equipment (like breathing masks, face shields, and hard hats), and sport or recreational equipment (items for human use in recreation, including athletic shoes). Provides that the sales tax holiday exemption does not apply to sales of clothing accessories (previously did include such items with a sales price of $100 or less per item) or protective equipment. Applies exemption to sales of sports or recreational equipment with sales price of $50 or less per item.

Tax incentives for new and expanding businesses. Revises GS 105-129.4 (defining eligibility for credits) to define eligibility of each of the following: single business, multiple business, single establishment, and customer service center. Changes timeframe for central office or aircraft facility to create jobs and qualify for credit. Amends GS 105-129.5 to provide that a taxpayer must claim a credit under this Article within six months after the date set by statute for filing the return, including any extensions of that date. Provides that fee is due at the time the return is due for a taxable year in which the taxpayer engaged in the activity for which the taxpayer is eligible for a credit and that no credit is allowed for a taxable year until all outstanding fees have been paid. Requires that Dep't of Revenue publish additional information each year about worker training expenditures, research and development expenditures, and real property investment associated with these credits.

HOUSE BILLS

H 253. CERTAIN MANUFACTURED HOMES REAL PROPERTY. Intro. 2/26/01. Senate committee substitute was adopted 10/03/01 but not digested on that date. It changes 2nd edition by defining requirements for affidavit that manufactured home meets rules for conversion to real property, and outlines procedure for cancellation of certification of title as well as application for a new certificate of title if the home is separated from the real property. Adds new statutes in GS Ch. 47 outlining procedures for recording with register of deeds affidavits and declarations of intent to affix a home to real property. Senate amendment on 10/04/01 makes the following changes to 3rd edition. Repeals 1991 SL Ch. 204 (Pender County subdivision regulation), effective upon adoption of a new subdivision regulation ordinance by Pender County.

H 685. OCCUPANCY TAX FOR CERTAIN COUNTIES. Intro. 3/19/01. Conference report makes the following changes to 4th edition to reconcile matters in controversy. Makes technical changes. Changes effective date of provisions applying to Beech Mountain and Beech Mountain District W to the first day of the fourth month after the bill becomes law (was, effective upon enactment).

H 969. AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. Intro. 4/4/01. Senate amendment makes the following changes to 5th edition. Provides that a motor vehicle that is subject to a safety inspection under GS 20-183.2 is subject to that inspection only as follows: (1) A new vehicle is subject to a safety inspection at the time it is sold to any person other than a new motor vehicle dealer or between a manufacturer and dealer of the same franchise. The vehicle is next subject to an inspection no later than the last day of the 36th month after the vehicle is sold. (2) A used vehicle is subject to a safety inspection as provided in GS 20-183.4C unless it has received

such inspection, in which case it is not subject to another inspection until the later of the last day of the 36th month after it is sold to any person other than a new motor vehicle dealer or between a manufacturer and dealer of the same franchise, or the last day of the 12th month after it received an inspection. Requires Division of Motor Vehicles to adopt rules to implement the schedule of fees set out in GS 20-183.7 that specify: (1) that the inspection fee applicable to an emissions and safety inspection shall be reduced by the amount of the fee for a safety inspection only when a motor vehicle is not subject to a safety inspection; (2) that the sticker fee applicable to a safety only inspection shall be increased so that the revenue available to the Highway Fund, the Volunteer Rescue/EMS Fund, and the Rescue Squad Workers' Relief Fund will not be less than it would have been if the provisions in the amendment had not become law, and (3) that the sticker fee applicable to a safety-only inspection shall be increased so that the revenue available to the Telecommunications Account will be sufficient to achieve the purpose for which the Account was created. New provisions become effective January 1, 2002.

H 1144. REVISE BOG ELECTION PROCEDURE. Intro. 4/12/01. Senate committee substitute makes the following changes to 2nd edition. Deletes all provisions of previous bill and replaces them with *AN ACT TO REVISE THE PROCEDURE BY WHICH THE GENERAL ASSEMBLY ELECTS THE MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA AND TO STUDY THE STRUCTURE OF THE BOARD OF GOVERNORS.* Deletes provisions of GS 116-6 that reserve certain seats on the UNC Board of Governors for women, members of a minority race, and members of the political party holding a minority of seats in the General Assembly. Deletes language in GS 116-7 requiring the General Assembly to appoint the "best qualified" citizens to the Board and replaces it with a requirement that the appointed citizens be qualified by training and experience to administer the affairs of the University. Requires General Assembly to select members based upon their ability to further the University's educational mission and their economic, geographic, political, racial, sexual, and ethnic diversity. Creates the Board of Governors Study Comm'n, directs it to study the structure and mission of the Board of Governors, and requires it to report its findings and recommendations to 2002 General Assembly. Makes additional technical and conforming changes.

H 1427. AMEND USE VALUE STATUTES. Intro. 5/08/01. Senate committee substitute makes the following changes to 3rd edition. Amends re-definition of "sound management program" in GS 105-277.2 (definitions for agriculture, horticulture, and forestland) to provide that the fair market value of land shall not be considered in determining the net return from the land (was, no minimum profitability level may be applied in determining net return). Amends GS 105-277.3(b2) (deferred taxes on agricultural, horticultural, and forestland) to provide that if land qualifies for classification in the hands of a new owner under this subsection, the new owner becomes liable for deferred taxes, and the deferred taxes become payable if the land fails to meet any other conditions or requirement for classification. Changes membership of property tax study commission by replacing list of specific associations to be represented on the commission with public members. Adds requirement that commission study the feasibility of allowing forestland managed for conservation purposes and the preservation of wildlife habitats to be taxed at its present-use value.

NEXT SESSIONS

Monday, October 8, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 12:00 noon.

25: 2001/147

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 146 Vol. 2001, No. 147 Senate Legislative Day 147

Monday, October 8, 2001

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BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
October 8, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0013 MOTOR VEHICLE REPAIRS.                    H  REC TO CONCUR S COM SUB
                                                H  CAL PURSUANT RULE 36(B)
 04-19-01, 10-03-01
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.       H  REC TO CONCUR S COM SUB
                                                H  REF TO COM ON APPROPRIATIONS
 05-02-01, 09-10-01, 09-19-01, 09-20-01, 10-02-01
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION      H  REC TO CONCUR S COM SUB
      FEES.                                     H  COM SUB RULED MATERIAL
                                                H  CAL PURSUANT RULE 36(B)
 05-16-01, 05-30-01, 06-05-01, 10-02-01, 10-04-01
H1048 MORATORIUM ON HEALTH INS. MANDATES.       H  REC TO CONCUR S COM SUB
                                                H  CAL PURSUANT RULE 36(B)
 04-23-01, 10-03-01
H1061 EXEMPT WATER RESALE FROM DRINKING WATER   H  REC TO CONCUR S COM SUB
      ACT.                                      H  REF TO COM ON RULES,
                                                   CALENDAR, AND OPERATIONS OF
                                                   THE HOUSE
 10-03-01
H1144 AMEND ST. BD. OF EDUC. ADVISORY MEMBERS.  H  REC TO CONCUR S COM SUB
                                                H  REF TO COM ON RULES,
                                                   CALENDAR, AND OPERATIONS OF
                                                   THE HOUSE
 04-24-01, 10-04-01
H1299 UNDERGROUND STORAGE TANK PROGRAM FUNDS.   H  PASSED 2ND & 3RD READING
 09-27-01
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H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	H	REPTD FAV TO CONCUR
	H	CAL PURSUANT RULE 36(B)
05-30-01, 08-22-01, 09-18-01		
S0140 AD HOC COMMUNITY COLLECTIONS REPORTED.	H	REC FROM SENATE
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
05-30-01, 10-04-01		
S0163 LEAS AND GROUP HOMES.	H	REC FROM SENATE
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
10-03-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 10/9/2001
04-25-01, 08-16-01, 08-22-01, 10-04-01, 10-08-01		
S0210 SATELLITE ANNEXATION AGREEMENTS.	S	PRES. TO GOV. 10/5/2001
03-07-01, 09-12-01, 10-02-01		
S0312 AMEND ENVIRONMENTAL/HEALTH LAWS.	S	PRES. TO GOV. 10/5/2001
04-17-01, 06-05-01, 09-25-01		
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	HA	CONF REPORT ADOPTED
04-19-01, 06-12-01, 10-04-01		
S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	PRES. TO GOV. 10/5/2001
06-13-01, 07-18-01, 08-21-01		
S0680 LAWFUL FIREARM ACTIVITIES PROTECTED.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-25-01, 06-26-01, 06-27-01, 08-01-01, 10-08-01		
S0703 IMMUNITY/HONORING PORTABLE DNR ORDER.	S	PRES. TO GOV. 10/5/2001
04-25-01, 10-02-01		
S0748 BILL LEE ACT CHANGES-AB.	H	AMEND FAILED #4
	H	AMENDMENT WITHDRAWN #5
	H	AMEND FAILED #6,#7,#8
	HA	AMEND ADOPTED #9,#10
	H	FISCAL NOTE REQUESTED
	H	REMOVED FROM CAL
09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01		
S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET FLEXIBILITY.	H	PASSED 2ND & 3RD READING
04-12-01, 04-16-01, 04-17-01		
S0890 MONEY TRANSMITTERS ACT.	S	PRES. TO GOV. 10/5/2001
05-16-01, 07-30-01, 08-23-01, 09-10-01, 09-27-01, 10-01-01		
S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY	H	REC FROM SENATE
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
10-03-01		

LOCAL BILLS

H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.	H	CONF REPORT ADOPTED 2ND
07-18-01, 08-07-01, 08-08-01, 10-04-01		
H0883 TYRRELL OCCUPANCY TAX.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
10-08-01		

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#S0035 MECKLENBURG/ IREDELL BOUNDARY              SR CH. SL 2001-429
       CORRECTION.
  09-13-01, 09-18-01
 S0046 MONROE PREPARED FOOD TAX.                  H  REC FROM SENATE
                                                  H  REF TO COM ON FINANCE
  10-02-01
 S0092 VARIOUS LOCAL OCCUPANCY TAXES.             S  PRES. TO GOV. 10/5/2001
  04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01,
09-25-01
#S0433 FAIRVIEW INCORPORATED.                     SR CH. SL 2001-428
  08-28-01, 09-25-01, 09-26-01
 S0660 CHATHAM AUTO TAX FOR ECON. DEVELOPMENT.    H  REC FROM SENATE
                                                  H  REF TO COM ON FINANCE
  09-26-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 199. MANAGED CARE PATIENTS' BILL OF RIGHTS. Intro. 2/22/01. Conference committee report was reported 10/04/01, but not digested on that date. It makes the following changes to 4th edition to reconcile matters in controversy. Deletes sections that would amend GS 58-62-16 to provide that enrollees of HMO's receive protections provided by the NC Life and Health Insurance Guaranty Ass'n. In proposed GS 90-21.50 (Definitions in Health Care Liability Article), modifies definition of "insurer" to include the Teachers' and State Employees' Comprehensive Major Medical Plan. Modifies definition of "managed care entity" to provide exception permitting Teachers' and State Employees' Comprehensive Major Medical Plan and the Health Insurance Program for Children to be considered a managed care entity. Modifies proposed GS 90-21.52, and amends GS 143-291, to clarify that State Health Plan would be liable under the State Tort Claims Act. Also adds two situations in which a managed care entity has a right to indemnity against physicians and health care providers. Amends GS 150B-1 to provide that contested case provisions do not apply to a determination in the Teachers' and State Employees' Comprehensive Major Medical Plan that a requested service be denied, reduced, or terminated. Amends GS 135-39.7 (administrative review under the State Retirement System) to provide a process for determining whether an appeal is subject to external review under proposed GS Ch. 58, Art. 50, Pt. 4. Provides that a decision that a determination is subject to external review under that new section may be contested under GS Ch. 150B. Requires that State Retirement System Executive Administrator and Board of Trustees adopt and implement utilization review and internal grievance procedures substantially equivalent to those in GS 58-50-61 and -62. Makes external review sections effective July 1, 2002 (was May 1, 2002). Makes clarifying and technical changes throughout.

Changes in proposed GS Ch. 58, Art. 50, Pt. 4, external review and managed care liability. Provides for three kinds of written notice in proposed GS 58-50-77—notice of a noncertification decision under GS 58-50-61, notice of an appeal decision under GS 58-50-61 upholding a noncertification, and notice of a second-level grievance review decision under GS 58-50-62 (previous version did not include notice of noncertification decision). Makes same change recognizing three kinds of review in proposed GS 58-50-82 (expedited external review). Provides three days for Commissioner to act upon request for an expedited external review (was "immediately"). Revises proposed GS 58-50-80 (standard external review) to require action by Commissioner within 10 business days (was, three business days to notify insurer and five business days to conduct preliminary review). Amends GS 58-50-2 to clarify that insurers must reimburse the Dep't of Insurance for external reviews even for work performed in a case terminated due to the insurer's decision to reconsider a request and reverse its noncertification decision prior to notification of the reviewer, or when review is terminated because the insurer failed to provide information to the reviewer. Adds provision requiring Commissioner to select new independent review organizations at least every two years. Makes clarifying changes throughout.

S 680. LAWFUL FIREARM ACTIVITIES PROTECTED. Intro. 3/22/01. House committee substitute makes the following changes to 5th edition. Adds new GS 14-415.24 to give reciprocity for concealed handgun permits issued by other states that have permit criteria substantially equal to North Carolina's, and that recognize concealed handgun permits issued by North Carolina. Restricts the manner and permitted locations of carrying concealed guns for nonresidents in the same ways as for North Carolina residents. Directs the Dep't of Justice, within 60 days after the act becomes law, to create and maintain a registry of states with concealed gun reciprocity, to provide the registry to law enforcement officials, and to work to secure permission for permitted North Carolina handgun owners to carry concealed weapons in other states.

S 748. BILL LEE ACT CHANGES-AB. Intro. 3/29/01. House amendments numbers 8 and 9 make the following changes to 4th edition. Removes extension of sunset date for new requirement to request prior rulings from Dep t of Revenue before claiming investment credit exception for machinery and equipment taken out of service pursuant to GS 105-129A(b)(2). Revises schedule for tax rates on electricity sold to manufacturers to reduce rates.

HOUSE BILLS

H 883. TYRRELL OCCUPANCY TAX. Intro. 3/29/01. House committee substitute makes the following changes to 1st edition. Adds section providing for creation of a county Tourism Development Authority to which proceeds of the tax shall be remitted for the purpose of promoting travel and tourism in Tyrrell County.

LEGISLATION ENACTED

SL 2001-428 (S 433). FAIRVIEW INCORPORATED. *AN ACT TO INCORPORATE THE TOWN OF FAIRVIEW, SUBJECT TO A REFERENDUM.* Summarized in *Daily Bulletin* 3/13/01, 8/28/01, 9/25/01, and 9/26/01. Enacted Oct. 4, 2001. Effective Oct. 4, 2001.

SL 2001-429 (S 35). MECKLENBURG/IREDELL BOUNDARY CORRECTION. *AN ACT TO MAKE A TECHNICAL CORRECTION IN THE BOUNDARY BETWEEN IREDELL AND MECKLENBURG COUNTIES, AND TO ALLOW THE TOWN OF SWANSBORO TO REQUIRE SIDEWALK IMPROVEMENTS THROUGH THE SITE PLAN REVIEW PROCESS UNDER THE AUTHORITY OF THE TOWN ZONING ORDINANCE.* Summarized in *Daily Bulletin* 9/13/01 and 9/18/01. Enacted Oct. 4, 2001. Effective Oct. 4, 2001.

SL 2001-430 (H 571). SIMPLIFY TAXES ON TELECOMMUNICATIONS. AN ACT TO SIMPLIFY THE COLLECTION OF TELECOMMUNICATIONS TAXES. Summarized in *Daily Bulletin* 3/12/01 and 4/4/01. Enacted Oct. 6, 2001. Effective Jan. 1, 2002.

SL 2001-431 (S 181). PASS-THROUGH ENTITY/HOUSING TAX CREDIT. *AN ACT TO ALLOW A PASS-THROUGH ENTITY TO ALLOCATE A HOUSING TAX CREDIT TO ANY OF ITS OWNERS AT THE DISCRETION OF THE PASS-THROUGH ENTITY.* Summarized in *Daily Bulletin* 2/19/01 and 9/6/01. Enacted Oct. 6, 2001. Effective for taxable years beginning on or after Jan. 1, 2001, and applies to buildings that are placed in service on or after Jan. 1, 2001.

SL 2001-432 (H 1269). RENTAL CARS—ADVERTISING AND CHARGES. *AN ACT REGARDING AIRPORT FEES AND CHARGE FOR RENTAL CARS.* Summarized in *Daily Bulletin* 4/12/01, 4/25/01, and 9/18/01. Enacted Oct. 6, 2001. Effective Oct. 6, 2001.

NEXT SESSIONS

HOUSE convenes October 9, 2001 at 1:00 p.m.

SENATE convenes October 11, 2001 at 12 p.m.

3 91
25: 2001/148

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 147 Vol. 2001, No. 148

Tuesday, October 9, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1467	HOUSE DISTS. – LESS RETROGRESSION		RULES	120

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1467. HOUSE DISTS. - LESS RETROGRESSION. *TO ESTABLISH HOUSE DISTRICTS.* Amends GS 120-2 to establish boundaries for 23 districts: [numbers 5, 6, 7, 8, 17, 21, 23, 26, 28, 38, 58, 59, 60, 66, 67, 70, 78, 79, 85, 87, 97, 98 and 110]. All districts are single member.
Intro. by Pope.
Ref. to Rules GS 120

CALENDAR ACTION
October 9, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0110 VARIOUS NEW SPECIAL LICENSE PLATES        H  REPTD UNFAV FOR CONC
                                                H  CAL PURSUANT RULE 36(B)
 05-17-01, 09-17-01, 09-18-01, 09-19-01
H0955 NOTARY AUTHORITY MISREPRESENTATION        H  CONCURRED IN S/COM SUB
 09-18-01, 09-25-01
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION      H  PLACED ON CAL FOR 10/10/2001
      FEES.
 05-16-01, 05-30-01, 06-05-01, 10-02-01, 10-04-01
H1006 ENVIRONMENTAL REPORT CONSOLIDATION.       H  PLACED ON CAL FOR 10/10/2001
 10-01-01
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H1245 NCDL/SELECTIVE SERVICE REGISTRATION.      HA AMEND ADOPTED #1
                                                H  PASSED 3RD READING
 04-24-01, 09-27-01, 10-09-01
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.    HA CONF REPORT ADOPTED
 04-25-01, 08-16-01, 08-22-01, 10-04-01, 10-08-01
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.      H  REPTD FAV
                                                H  RE-REF COM ON APPROPRIATIONS
 09-26-01
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LOCAL BILLS

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H0685 OCCUPANCY TAX FOR CERTAIN COUNTIES.       H  CONF REPORT ADOPTED 3RD
 07-18-01, 08-07-01, 08-08-01, 10-04-01
H0883 TYRRELL OCCUPANCY TAX.                    H  PLACED ON CAL FOR 10/10/2001
 10-08-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 1245. NCDL/SELECTIVE SERVICE REGISTRATION. Intro. 4/12/01. House amendment makes the following changes to 3rd edition. Provides that act becomes effective at earliest possible date, but no later than April 1, 2002.

NEXT SESSIONS

HOUSE convenes Wednesday, October 10, 2001 at 1:00 p.m.

SENATE convenes Thursday, October 11, 2001 at 12:00 p.m.

S-11
25: 2001/149

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 148 Vol. 2001, No. 149

N.C. DOCUMENTS
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Wednesday, October 10, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
October 10, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0013 MOTOR VEHICLE REPAIRS.                          H  WITHDRAWN FROM CAL
                                                      H  RE-REF COM ON INSURANCE
 04-19-01, 10-03-01
H0108 COUNTIES COLL. DELINQ. TAXES BEFORE             H  CONF COM REPORTED
      RECORD DEEDS                                    H  PLACED ON CAL FOR 10/11/2001
 03-08-01, 03-14-01, 06-20-01, 10-10-01
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION            H  FAILED CONCUR IN COM SUB
      FEES.
 05-16-01, 05-30-01, 06-05-01, 10-02-01, 10-04-01
H1006 ENVIRONMENTAL REPORT CONSOLIDATION.             H  POSTPONED TO 10/16/2001
 10-01-01
H1025 HOUSE REDISTRICTING.                            HA REPTD FAV COM SUBSTITUTE
                                                      H  CAL PURSUANT RULE 36(B)
                                                      H  PLACED ON CAL FOR 10/10/2001
                                                      H  AMEND FAILED #1
                                                      HA AMEND ADOPTED #2,#3
 10-10-01
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.        H  PLACED ON CAL FOR 10/11/2001
 05-30-01, 08-22-01, 09-18-01
S0748 BILL LEE ACT CHANGES-AB.                        HA AMEND ADOPTED #11
                                                      H  WITHDRAWN FROM CAL
                                                      H  RE-REF COM ON FINANCE
 09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01
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S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR. HA REPTD FAV COM SUBSTITUTE
H CAL PURSUANT RULE 36(B)

04-23-01, 05-17-01, 05-29-01, 10-10-01

LOCAL BILLS

H0883 TYRRELL OCCUPANCY TAX. HA AMEND ADOPTED #1
H PASSED 2ND READING

10-08-01, 10-10-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 748. BILL LEE ACT CHANGES - AB. Intro. 3/29/01. House amendment makes the following changes to 4th edition. Extends sunset date for investment tax credits provided by 105-129.9A to Jan. 1, 2008 (was previously amended 10/10/01 to set sunset at January 1, 2004). Credits affected were created for the proposed Federal Express facility in Guilford County.

S 833. POSSESSING FRAUDULENT ID TO GET LIQUOR. Intro. 4/3/01. House committee substitute makes the following changes to 4th edition:

Changes title to read *AN ACT TO MAKE POSSESSION OR MANUFACTURE OF FRAUDULENT FORMS OF IDENTIFICATION AN OFFENSE, TO MAKE IT ILLEGAL TO POSSESS FRAUDULENT IDENTIFICATION WHILE ATTEMPTING TO ENTER THE PREMISES OF AN ALCOHOL PERMITTEE OR OBTAIN ALCOHOLIC BEVERAGES, AND TO AUTHORIZE THE DRIVERS LICENSE TECHNOLOGY FUND.*

Rewrites GS 14-100.1(a) to provide that possession or manufacture of fraudulent forms of identification is unlawful if for the purpose of deception, fraud, or other criminal conduct. Makes other technical changes.

Adds GS 20-37.02 (Verification of drivers license information). Directs Comm'r of Motor Vehicles to establish and operate an electronic system that can be used to certify drivers licenses and identification cards issued by the Division of Motor Vehicles (DMV) and birth dates on these documents so that retailers and those holding ABC permits may access information to prevent use of fictitious identification in the purchase of age-restricted products or in the commission of certain crimes. Directs that electronic system make available information in read-only format to retailers and ABC permit holders or their agents and that the information be limited to that included on the face of the drivers license. Makes it a crime to collect, retain, or transfer such information for other purposes. Provides that the costs of accessing the system, including equipment costs and communication lines, are to be borne by the retailer or permittee. Allows DMV to accept grants, enter into third-party contracts, and recover costs, the proceeds from which are to be remitted to the State Treasurer to be held in a Drivers License Technology Fund.

Establishes Drivers License Technology Fund in the Dep't of Transportation as nonreverting, interest-bearing special revenue account. Directs the money held in the Fund must be used to supplement funds otherwise available to DMV for information technology and office automation needs. Requires Comm'r to report by Feb. 1 and Aug. 1 of each year to the Joint Legislative Comm'n on Governmental Operations, the chairs of the Senate and House Appropriation Committees, and the chairs of the Senate and House Appropriations Subcommittee on Transportation concerning the money collected and the proposed expenditure of funds collected during the preceding six months.

Amends GS 20-313(b) to provide that reliance on the electronic information established by these changes protects a person engaged in the sale of tobacco products from prosecution for failing to demand adequate proof of age.

Suspends operation of the electronic system until the Fund contains sufficient funds to meet the purposes of bill and whenever adequate funds are no longer available. Makes new sections of act effective when bill becomes law.

HOUSE BILLS

H 108. COUNTIES COLLECT DELINQUENT TAXES BEFORE RECORD DEEDS. Intro. 2/14/01. Conference report will be included in Daily Bulletin for 10/11/01.

H 883. TYRELL OCCUPANCY TAX. Intro. 3/28/01. House amendment makes technical change only.

H 1025. HOUSE REDISTRICTING - 2. Intro. 4/5/01. House committee substitute makes the following changes to 1st edition. Amends GS 120-2 to establish boundaries for 114 House districts. All districts are single member, except districts 17, 28, 52, and 106 each elect two Representatives, and district 29 elects three Representatives A map of the districts proposed in the committee substitute is posted on the General Assembly's web site at http://www.ncleg.net/gascripts/geography/proposed_plans.asp?PlanName=Sutton_House_Plan_2. House amendments make the following change to the committee substitute: adjusts the boundaries of districts 65, 66, and 68; makes district 92 a two member district by combining districts 92 and 93.

NEXT SESSIONS

Thursday, October 11, 2001

HOUSE convenes at 10:00 am.

SENATE convenes at 12:00 noon.

2001/150

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 149 Vol. 2001, No. 150 Senate Legislative Day 148

Thursday, October 11, 2001

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None

CALENDAR ACTION
October 11, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0108 COUNTIES COLL. DELINQ. TAXES BEFORE      HA CONF REPORT ADOPTED
      RECORD DEEDS
 03-08-01, 03-14-01, 06-20-01, 10-10-01
H0955 NOTARY AUTHORITY MISREPRESENTATION       H  RATIFIED
 09-18-01, 09-25-01
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION     H  CONF COM APPOINTED
      FEES.
 05-16-01, 05-30-01, 06-05-01, 10-02-01, 10-04-01
H1245 NCDL/SELECTIVE SERVICE REGISTRATION.     S  REC FROM HOUSE
                                               S  REF TO COM ON JUDICIARY II
 04-24-01, 09-27-01, 10-09-01
H1299 UNDERGROUND STORAGE TANK PROGRAM FUNDS.  S  REC FROM HOUSE
                                               S  REF TO COM ON APPROPRIATIONS/
                                                  BASE BUDGET
 09-27-01
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY. H  PASSED 2ND READING
 05-30-01, 08-22-01, 09-18-01
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.   S  RATIFIED
 04-25-01, 08-16-01, 08-22-01, 10-04-01, 10-08-01
S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.  S  RATIFIED
 04-19-01, 06-12-01, 10-04-01
S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET       S  RATIFIED
      FLEXIBILITY.
 04-12-01, 04-16-01, 04-17-01
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LOCAL BILLS

H0883 TYRRELL OCCUPANCY TAX. H PASSED 3RD READING
10-08-01, 10-10-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 108. COUNTIES COLLECT DELINQUENT TAXES BEFORE RECORD. Intro. 2/24/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Makes law applicable to the following twenty-five counties: Alleghany, Anson, Beaufort, Cabarrus, Camden, Cherokee, Chowan, Currituck, Forsyth, Graham, Granville, Harnett, Haywood, Jackson, Lee, Madison, Montgomery, Pasquotank, Perquimans, Pitt, Stanly, Swain, Vance, Warren, and Yadkin Counties.

NEXT SESSIONS

Monday, October 15, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 12:00 noon.

541
25:2001/152

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 151 Vol. 2001, No. 152 Senate Legislative Day 150

Wednesday, October 17, 2001

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None

CALENDAR ACTION
October 17, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0013 MOTOR VEHICLE REPAIRS.	H	REPTD FAV TO CONCUR
	H	CAL PURSUANT RULE 36(B)
04-19-01, 10-03-01		
H0108 COUNTIES COLL. DELINQ. TAXES BEFORE RECORD DEEDS	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 10/24/2001
03-08-01, 03-14-01, 06-20-01, 10-10-01, 10-17-01		
H0110 VARIOUS NEW SPECIAL LICENSE PLATES	H	FAILED CONCUR IN S AMEND
	H	CONF COM APPOINTED
	S	CONF COM APPOINTED
05-17-01, 09-17-01, 09-18-01, 09-19-01		
H0253 CERTAIN MANUFACTURED HOMES REAL PROPERTY.	SA	AMEND ADOPTED #2
	S	PASSED 3RD READING
03-21-01, 10-03-01, 10-04-01, 10-17-01		
H0599 REVISE CONSUMER FINANCE ACT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/22/2001
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/24/2001
04-05-01, 04-23-01, 10-02-01		
H0898 STATE EMPLOYEE FEDERAL REMEDY RESTORATION ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/24/2001
04-18-01, 04-24-01, 10-17-01		

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H0969 AIR QUALITY/MOTOR VEHICLE INSPEC. FEES	S	CONF COM APPOINTED
H1006 ENVIRONMENTAL REPORT CONSOLIDATION.	H	CONCURRED IN S/COM SUB
10-01-01		
H1048 MORATORIUM ON HEALTH INS. MANDATES.	H	CONCURRED IN S/COM SUB
04-23-01, 10-03-01		
H1192 POLL CLOSING TIMES.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 10/17/2001
	S	PASSED 2ND & 3RD READING
10-17-01		
H1270 EASTERN BAND OF CHEROKEES' FULL FAITH AND CREDIT	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
04-24-01, 10-17-01		
H1299 UNDERGROUND STORAGE TANK PROGRAM FUNDS.	S	REPTD FAV
	S	PLACED ON CAL FOR 10/17/2001
	S	PASSED 2ND & 3RD READING
09-27-01		
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	H	CONCURRED ON 3RD READING
05-30-01, 08-22-01, 09-18-01		
H1427 AMEND USE VALUE STATUTES.	S	PASSED 2ND READING
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/24/2001
08-22-01, 09-04-01, 10-04-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	S	RATIFIED
04-25-01, 08-16-01, 08-22-01, 10-04-01, 10-08-01		
	S	PRESENTED TO GOV. 10/17/2001
#S0210 SATELLITE ANNEXATION AGREEMENTS.	S	SIGNED BY GOV. 10/15/2001
	SR	CH. SL 2001-438
03-07-01, 09-12-01, 10-02-01		
#S0312 AMEND ENVIRONMENTAL/HEALTH LAWS.	S	SIGNED BY GOV. 10/15/2001
	SR	CH. SL 2001-440
04-17-01, 06-05-01, 09-25-01		
#S0438 CLARIFY PUBLIC VEHICULAR AREA.	S	SIGNED BY GOV. 10/15/2001
	SR	CH. SL 2001-441
06-13-01, 07-18-01, 08-21-01		
S0470 AMEND MV DEALER FRANCHISE LAWS.	H	CONF COM APPOINTED
04-25-01, 08-14-01, 08-30-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 10/24/2001
09-20-01, 09-25-01		
S0680 LAWFUL FIREARM ACTIVITIES PROTECTED.	H	PASSED 2ND READING
04-25-01, 06-26-01, 06-27-01, 08-01-01, 10-08-01		
#S0703 IMMUNITY/HONORING PORTABLE DNR ORDER.	S	SIGNED BY GOV. 10/15/2001
	SR	CH. SL 2001-445
04-25-01, 10-02-01		
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	HA	AMEND ADOPTED #1
	H	PASSED 2ND READING
04-23-01, 05-17-01, 05-29-01, 10-10-01, 10-17-01		
#S0890 MONEY TRANSMITTERS ACT.	S	SIGNED BY GOV. 10/15/2001
	SR	CH. SL 2001-443
05-16-01, 07-30-01, 08-23-01, 09-10-01, 09-27-01, 10-01-01		

LOCAL BILLS

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 H0917 DURHAM HISTORIC PROPERTIES-2.                    S  WITHDRAWN FROM CAL
                                                        S  PLACED ON CAL FOR 10/24/2001
  10-03-01
#S0092 VARIOUS LOCAL OCCUPANCY TAXES.                   S  SIGNED BY GOV. 10/15/2001
                                                        SR CH. SL 2001-439
  04-16-01, 04-17-01, 04-18-01, 04-19-01, 04-23-01, 07-23-01, 07-25-01, 07-30-01,
09-25-01
```

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

Correction: The summary of an amendment to **S 748, BILL LEE ACT CHANGES,** in the *Daily Bulletin* of Oct 10, 2001, should have stated that the amendment extended the sunset date for the bidding law exemptions for the airport authority, rather than for investment tax credits, to Jan. 1, 2008.

S 833. POSSESSION/MANUFACTURE OF FRAUDULENT IDS. Intro. 4/3/01. House amendment makes the following changes to 5th edition. In new GS 20-37.02(e) (verification of drivers license information), (1) deletes provision that would have authorized the Comm'r to enter into nonexclusive contracts under reasonable cost recovery terms with third parties to carry out the purposes of the section and (2) deletes reference to "costs recovered" under the section in relation to funds that must be remitted to the State Treasurer for the Drivers License Technology Fund.

HOUSE BILLS

H 253. CERTAIN MANUFACTURED HOMES REAL PROPERTY. Intro. 2/26/01. Senate amendment makes the following changes to 3rd edition. Changes effective date for section 1 to July 1, 2002.

H 898. STATE EMP. FEDERAL REMEDY RESTORATION ACT. Intro. 3/29/01. Senate committee substitute makes the following changes to 3rd edition. Makes the act inapplicable to state employees in exempt policy-making positions designated pursuant to GS 126-5(d). Clarifies that actions may be filed in state and federal courts. Lists only specific federal statutes, deleting "any other federal statute granting rights, protections, or remedies to employees." Adds new GS 126-34.1(a)(11) allowing state employees to file in the Office of Administrative hearings contested cases under the Administrative Procedure Act, as to personnel actions or issues under the listed federal statutes. Makes the act effective Oct. 1, 2001, and applicable to causes of action arising on or after that date.

H 1192. CRAVEN COMMISSIONERS ELECTION. Intro. 4/12/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO ALLOW CRAVEN COUNTY MORE FLEXIBILITY IN MODIFYING THE MANNER OF ELECTION OF ITS BOARD OF COMMISSSIONERS.* Completely rewrites original bill. Repeals GS 153A-60(4) and 153A-61. Amends GS 153A-64 in part, by adding a provision that before adopting any resolution under GS Ch. 153A, Art. 4, Part 4, the county commissioners must hold a public hearing and publish notice of the hearing. Applies only to Craven County and only to certain resolutions. Effective when it becomes law but applies only to resolutions adopted before Jan. 1, 2002.

H 1270. EAST. BAND OF CHEROKEES' FULL FAITH AND CREDIT. Intro. 4/12/01. Senate amendment makes the following changes to 2nd edition. Adds provision that the judgments, decrees, and orders specified in the new section shall be given full faith and credit subject to specified sections of the Uniform Enforcement of Foreign Judgments Act (GS 1C-1705 and GS 1C-1708) and the NC Foreign Money Judgments Recognition Act (GS 1C-1804 and GS 1C-1805) and shall be considered foreign judgments for purposes of those statutes

LEGISLATION ENACTED

SL 2001-437 (H 381). MENTAL HEALTH SYSTEM REFORM. AN ACT TO PHASE IN IMPLEMENTATION OF MENTAL HEALTH SYSTEM REFORM AT THE STATE AND LOCAL LEVEL. Summarized in *Daily Bulletin* 3/1/01, 7/11/01, 7/19/01, 7/24/01, 7/26/01, 8/16/01, 8/28/01, 9/4/01, and 9/27/01. Enacted Oct 15, 2001. Sections 1.1-1.21(b) of this act are effective July 1, 2002. Section 2 is effective July 1, 2002, only if funds are appropriated by the 2001 General Assembly, Regular Session 2002, for that purpose. The remainder of this act is effective Oct 15, 2001.

SL 2001-438 (S 210). SATELLITE ANNEXATION AGREEMENTS. *AN ACT AUTHORIZING CITIES THAT HAVE ENTERED INTO ANNEXATION AGREEMENTS TO ANNEX CERTAIN NONCONTIGUOUS AREAS WITHOUT COMPLYING WITH GENERAL ANNEXATION STANDARDS.* Summarized in *Daily Bulletin* 2/22/01, 3/7/01, 9/12/01, and 10/2/01. Enacted Oct. 15, 2001. Effective Oct. 15, 2001.

SL 2001-439 (S 92). VARIOUS LOCAL OCCUPANCY TAXES. *AN ACT TO AUTHORIZE VARIOUS MUNICIPALITIES AND COUNTIES TO LEVY ROOM OCCUPANCY TAXES.* Summarized in *Daily Bulletin* 2/7/01, 4/16/01, 4/17/01, 4/18/01, 4/19/01, 7/23/01, 7/25/01, 7/30/01, and 9/25/01. Enacted Oct. 15, 2001 Effective Oct. 15, 2001.

SL 2001-440 (S 312). AMEND ENVIRONMENTAL/HEALTH LAWS. *AN ACT TO: (1) AMEND CERTAIN LAWS RELATING TO THE CERTIFICATION OF WELL CONTRACTORS AND TO INCREASE THE MAXIMUM CIVIL PENALTY THAT MAY BE ASSESSED FOR VIOLATIONS OF THE WELL CONTRACTORS CERTIFICATION ACT OR THE WELL CONSTRUCTION ACT; (2) CLARIFY THAT THE REQUIREMENTS OF G.S. 106-660 APPLY ONLY TO INSTALLATIONS THAT HANDLE, STORE, DISTRIBUTE, OR APPLY ANHYDROUS AMMONIA FOR FERTILIZER USE; (3) REQUIRE THAT SOLID WASTE THAT IS TO BE INCINERATED IN CERTAIN INCINERATORS BE VISUALLY INSPECTED IN ORDER TO PREVENT THE INCINERATION OF WASTE THAT MAY NOT BE LAWFULLY INCINERATED; AND (4) AMEND THE EXEMPTION OF CERTAIN ESTABLISHMENTS THAT PREPARE OR SERVE FOOD OR DRINK FROM REGULATION AS FOOD AND LODGING FACILITIES.* Summarized in *Daily Bulletin* 3/5/01, 4/17/01, 6/5/01, and 9/25/01. Enacted Oct. 15, 2001. Effective Oct. 15, 2001. Section 1.3 expires Sept. 1, 2008.

SL 2001-441 (S 438). CLARIFY PUBLIC VEHICULAR AREA. *AN ACT TO ALLOW PRIVATE PROPERTY TO BE DESIGNATED AS A PUBLIC VEHICULAR AREA BY THE PRIVATE PROPERTY OWNER.* Summarized in *Daily Bulletin* 6/13/01, 7/18/01, and 8/21/01. Enacted Oct. 15, 2001. Effective Dec. 1, 2001.

SL 2001-442 (H 1063). PAY FOR PERFORMANCE/LUST CLEANUPS. *AN ACT TO PROVIDE FOR PERFORMANCE-BASED CLEANUPS OF DISCHARGES OR RELEASES OF PETROLEUM FROM UNDERGROUND STORAGE TANKS AND TO AUTHORIZE THE STATE BUILDING COMMISSION TO ADOPT RULES TO AUTHORIZE OPEN-END DESIGN AGREEMENTS FOR WETLANDS MITIGATION AND SIMILAR PROJECTS.* Summarized in *Daily Bulletin* 4/10/01, 4/24/01, 4/26/01, 9/20/01, and 9/25/01. Enacted Oct. 15, 2001. Sections 1-5 are effective Oct. 1, 2001. The remainder of this act is effective Oct. 15, 2001. Sections 1-5 and 7 expire Oct. 1, 2006.

SL 2001-443 (S 890). MONEY TRANSMITTERS ACT. *AN ACT TO REVISE THE NORTH CAROLINA MONEY TRANSMITTERS ACT, ARTICLE 16 OF CHAPTER 53 OF THE GENERAL STATUTES.* Summarized in *Daily Bulletin* 4/5/01, 5/16/01, 7/30/01, 8/23/01, 9/10/01, 9/27/01, and 10/1/01. Enacted Oct. 15, 2001. Effective Nov. 1, 2001.

SL 2001-444 (H 327). REVISE TREASURER INVESTMENT AUTHORITY. *AN ACT TO MAKE TECHNICAL AND CONFORMING CHANGES TO THE STATE TREASURER'S INVESTMENT AUTHORITY AND TO GIVE THE STATE TREASURER MORE INVESTMENT FLEXIBILITY WITH RETIREMENT SYSTEMS' ASSETS.* Summarized in *Daily Bulletin* 3/1/01, 3/19/01, 3/27/01, 9/3/01, and 9/18/01. Enacted Oct. 15, 2001. Effective Oct. 1, 2001.

SL 2001-445 (S 703). IMMUNITY/HONORING PORTABLE DNR ORDER. *AN ACT TO CLARIFY IMMUNITY FOR HONORING A PORTABLE DO NOT RESUSCITATE ORDER.* Summarized in *Daily Bulletin* 4/25/01 and 10/2/01. Enacted Oct. 15, 2001. Effective Dec. 1, 2001

NEXT SESSIONS

October 18, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 12:00 noon.

25:2001/153

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 152 Vol. 2001, No. 153 Senate Legislative Day 151

Thursday, October 18, 2001

BILLS INTRODUCED TODAY

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BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
S 1108	CERTAIN WEAPONS OF MASS DESTRUCTION		JUDICIARY I	14
H 1468	CERTAIN WEAPONS OF MASS DESTRUCTION		JUDICIARY II	14

SUMMARIES OF BILLS INTRODUCED TODAY

SENATE BILLS

S 1108. CERTAIN WEAPONS OF MASS DESTRUCTION. *TO PROVIDE CRIMINAL PENALTIES FOR THE MANUFACTURE, POSSESSION, STORAGE, TRANSPORTATION, DELIVERY, OR ACQUISITION OF CERTAIN WEAPONS OF MASS DESTRUCTION, AND TO PROVIDE CRIMINAL PENALTIES FOR THE USE OR ATTEMPTED USE OF CERTAIN WEAPONS OF MASS DESTRUCTION AND THE FALSE REPORTING OF THE PLACING OF A FALSE WEAPON OF MASS DESTRUCTION.* Provides that it is a felony punishable by a term of imprisonment of not less than 20 years nor more than life without parole to manufacture, assemble, possess, store, transport, sell, offer to sell, purchase, offer to purchase, deliver or give to another, or acquire certain weapons of mass destruction. Defines the relevant weapons of mass destruction as those (1) designed or intended to cause death or serious bodily injury through the release, dissemination, or impact of toxic or poisonous chemicals, or their precursors, (2) involving a disease organism, or (3) designed to release certain levels of radiation or radioactivity. Provides that it is a felony punishable by life imprisonment without parole to injure another with such a weapon. Provides that it is a felony punishable by a term of imprisonment of not less than 20 years nor more than life without parole to attempt, solicit another or conspire to injure another by use of such a weapon or to deliver or attempt to deliver such a weapon through the mail. Provides that it is a felony punishable by a term of imprisonment of not less than five years nor more than 10 to falsely report an incident of use of such a weapon or to place any object that appears to be such a weapon in a manner likely to cause public alarm or inconvenience when the object is inoperative or an imitation. Amends GS 14-17 to provide that murder by means of such a weapon of mass destruction is murder in the first degree.
Intro. All members of the Senate.
Ref. to Judiciary I GS 14

HOUSE BILLS

H 1468. CERTAIN WEAPONS OF MASS DESTRUCTION. *TO PROVIDE CRIMINAL PENALTIES FOR THE MANUFACTURE, POSSESSION, STORAGE, TRANSPORTATION, DELIVERY OR ACQUISITION OF CERTAIN WEAPONS OF MASS DESTRUCTION, AND TO PROVIDE CRIMINAL PENALTIES FOR THE USE OR ATTEMPTED USE OF CERTAIN WEAPONS OF MASS DESTRUCTION AND THE FALSE REPORTING OR*

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THE PLACING OF A FALSE WEAPON OF MASS DESTRUCTION. Identical to S 1108 except for the following: the new offenses in GS 14-471 and GS 14-472(b) and (c) are Class B1 felonies, the new offense in GS 14-472(a) is a Class A felony, and the new offenses in GS 14-473(a) & (b) are Class D felonies.
Intro. by Baddour.
Ref. to Judiciary II GS 14

CALENDAR ACTION
October 18, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0013 MOTOR VEHICLE REPAIRS.	H	CONCURRED IN S/COM SUB
	H	RATIFIED
04-19-01, 10-03-01		
H0253 CERTAIN MANUFACTURED HOMES REAL PROPERTY.	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
03-21-01, 10-03-01, 10-04-01, 10-17-01		
H1006 ENVIRONMENTAL REPORT CONSOLIDATION.	H	RATIFIED
10-01-01		
H1048 MORATORIUM ON HEALTH INS. MANDATES.	H	RATIFIED
04-23-01, 10-03-01		
H1270 EASTERN BAND OF CHEROKEES' FULL FAITH AND CREDIT	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 10/22/2001
04-24-01, 10-17-01		
H1299 UNDERGROUND STORAGE TANK PROGRAM FUNDS.	H	RATIFIED
09-27-01		
H1300 CLARIFY PETROLEUM CLEANUP REQUIREMENTS.	HA	REPTD FAV COM SUBSTITUTE
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
10-18-01		
H1362 ADVANCE HEALTH CARE DIRECTIVES REGISTRY.	H	RATIFIED
05-30-01, 08-22-01, 09-18-01		
S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.	S	PRES. TO GOV. 10/17/2001
04-25-01, 08-16-01, 08-22-01, 10-04-01, 10-08-01		
S0680 LAWFUL FIREARM ACTIVITIES PROTECTED.	H	PASSED 3RD READING
04-25-01, 06-26-01, 06-27-01, 08-01-01, 10-08-01		
S0748 BILL LEE ACT CHANGES-AB.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01, 10-18-01		
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	HA	AMEND ADOPTED #3
	H	PASSED 3RD READING
04-23-01, 05-17-01, 05-29-01, 10-10-01, 10-17-01, 10-18-01		

S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY	H WITHDRAWN FROM COMM H RE-REF TO THE COM ON HEALTH AND, IF FAVORABLE, TO THE COM ON APPROPRIATIONS
10-03-01	
S0920 ENVIRONMENTAL TECHNICAL CORRECTIONS.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 10/22/2001
10-18-01	
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
09-26-01, 10-18-01	

LOCAL BILLS

H1192 CRAVEN COMMISSIONERS ELECTION.	H CONCURRED IN S/COM SUB H RATIFIED
10-17-01	

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 748. BILL LEE ACT CHANGES. Intro. 4/2/01. House committee substitute makes the following changes to 5th edition. Changes title to *AN ACT TO AMEND THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT; TO APPLY A GRADUATED TAX RATE TO SALES OF ELECTRICITY TO MANUFACTURERS BASED ON ANNUAL VOLUME OF ELECTRICITY USED; TO APPLY DEFINITIONS FROM THE STREAMLINED SALES TAX PROJECT TO THE SALES TAX HOLIDAY; AND TO PROVIDE A FOUR-YEAR EXTENSION ON THE EXEMPTION FROM BIDDING LAW REQUIREMENTS FOR THE PIEMONT TRIAD INTERNATIONAL AIRPORT AUTHORITY.* Title change largely reflects provisions already in the bill. Removes section 1.1(a) of previous edition, which created a temporary change in the definition of data processing in G.S 105-129.2(4). Amends G.S. 105.129.4(a)(2) and (a)(4) to create an exemption for data processing without limitation in a single business. Deletes provisions in section 16(a) of previous edition which created an exemption for electricity that is separately metered or measured and sold to a manufacturer for specified uses. Changes categories for graduated sales tax rate to: 2.25% for annual use of over 5,000 megawatt hours up to 250,000; 2% for annual use over 250,000 megawatt-hours up to 1,200,000; 17% for over 1,200,000. Deletes application of tax holiday to specified weekend in January and changes effective date for tax holiday provisions from July 1 to Jan. 1, 2002.

S 833. POSSESSION/MANUFACTURE OF FRAUDULENT IDS. Intro. 4/3/01. Senate amendment makes the following changes to 5th edition. Rewrites subsection (b) in new GS 14-100.1 to provide that except as otherwise made unlawful by GS 20-30, it shall be unlawful to obtain identification using false, fictitious, or fraudulent information and to provide that possession of an identification obtained in violation of subsection (b) violates subsection (a). Adds a provision making it a Class 1 misdemeanor to violate GS 20-30(5).

S 920. ENVIRONMENTAL TECHNICAL CORRECTIONS. Intro. 4/05/01. House committee substitute makes the following changes to 1st edition. Rewrites title to read *AN ACT TO REPEAL OBSOLETE STATUTES AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT, PUBLIC HEALTH, AND NATURAL RESOURCES* Repeals GS Ch. 130B, GS 104E-18(c), GS 120-70.33(2), GS 120-70.33(4), GS 120-70.43(c)(8) & (9), GS 159-83(e), GS 159-85(d), GS 159-88(d), GS 159-94(b) and GS 159-96(c). Makes other changes as title indicates

S 968. UNC NONAPPROPRIATED CAPITAL PROJECTS. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Adds to authorized projects a baseball stadium at East Carolina University at a cost of $8,700,000. Increases the authorized limit for issuance of special obligation bonds from $6,000,000 to $6,300,000.

HOUSE BILLS

H 1300. STUDY ALTERNATIVE ENERGY SOURCES. Intro. 4/12/01. House committee substitute makes the following changes to 1st edition. Replaces bill with new bill creating a Study Commission on Alternative Energy Sources to examine the availability and use of alternative energy sources in North Carolina, including the use of biomass resources. Changes title to *AN ACT TO ESTABLISH THE STUDY COMMISSION ON ALTERNATIVE ENERGY SOURCES.* Commission will have 26 voting members as specified in the bill. Subjects to be examined include methods to encourage the use of alternative energy sources, barriers to distribution and market entry, federal and state jurisdiction with respect to electric utilities, environmental benefits and impacts associated with alternative energy generation, assurance of fairness and equity among all electricity customer classes and electric power providers, potential benefits to rural areas and agricultural economic development, and sources of funds for encouraging the use of alternative energy sources. Committee must report findings to the 2003 General Assembly and may report interim findings to the 2002 session. Authorizes the Legislative Services Comm'n to appropriate up to $25,000 for FY 2001-2001 and $25,000 for FY 2002-2003 for the expenses of the Commission.

NEXT SESSIONS

October 22, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 12:00 noon.

25:2001/154

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 153 Vol. 2001, No. 154 Senate Legislative Day 152

N.C. DOCUMENTS CLEARINGHOUSE
OCT 2 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

Monday, October 22, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
October 22, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H1270 EASTERN BAND OF CHEROKEES' FULL FAITH    H  CONCURRED IN S AMEND
      AND CREDIT
 04-24-01, 10-17-01
#S0199 MANAGED CARE PATIENTS' BILL OF RIGHTS.   S  SIGNED BY GOV. 10/18/2001
                                                SR CH. SL 2001-446
 04-25-01, 08-16-01, 08-22-01, 10-04-01, 10-08-01
S0680 LAWFUL FIREARM ACTIVITIES PROTECTED.      S  REC TO CONCUR H COM SUB
                                                S  REF TO COM ON JUDICIARY II
 04-25-01, 06-26-01, 06-27-01, 08-01-01, 10-08-01
S0721 NC HEALTH CHOICE/NO WAITING PERIOD.       HA REPTD FAV COM SUBSTITUTE
                                                H  RE-REF COM ON FINANCE
 10-22-01
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.   S  REC TO CONCUR H COM SUB
                                                S  HELD BY SENATE
 04-23-01, 05-17-01, 05-29-01, 10-10-01, 10-17-01, 10-18-01
S0920 ENVIRONMENTAL TECHNICAL CORRECTIONS.      HA AMEND ADOPTED #1
                                                H  PASSED 2ND & 3RD READING
 10-18-01, 10-22-01
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.      H  PLACED ON CAL FOR 10/23/2001
 09-26-01, 10-18-01
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25: 2001/155

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 154 Vol. 2001, No. 155

Tuesday, October 23, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
October 23, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0728 DISPLAY OF AMERICAN FLAG.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
10-23-01	
H1025 HOUSE REDISTRICTING.	HA AMEND ADOPTED #4
	H PASSED 2ND READING
10-10-01, 10-23-01	
S0139 LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS.	H REPTD WITHOUT PREJUDICE
	H CAL PURSUANT RULE 36(B)
03-21-01, 03-28-01, 06-20-01, 07-18-01	
S0178 ADULT CARE HOME ASSESMENT.	H REPTD AS AMEND W/O PREJUD
	H CAL PURSUANT RULE 36(B)
03-29-01	
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.	H PASSED 2ND READING
09-26-01, 10-18-01	

LOCAL BILLS

S0046 MONROE PREPARED FOOD TAX.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
10-02-01	
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.	HA REPTD FAV COM SUBSTITUTE
	H CAL PURSUANT RULE 36(B)
08-29-01, 10-23-01	

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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 348. INCREASE CUMBERLAND OCCUPANCY TAX. Intro. 3/06/01. House committee substitute makes the following changes to 2nd edition. Requires Cumberland County Board of Comm'rs to create a Cumberland Tourism Development Authority if it levies an occupancy tax; provides authority to expend proceeds of tax to promote travel and tourism in county. Allows county to keep an amount not exceeding 3% of first $500,000 collected and 1% of an amount over that for expenses in administering the tax (was, first 3% of gross proceeds collected). Changes allocation of net proceeds of first 3% occupancy tax to provide that 50% goes to county for benefit of improvements to facilities of Cumberland County Auditorium Comm'n and 50% of funds collected through June 30, 2002, to Fayetteville Area Convention and Visitors Bureau, and after June 30, 2002, that 50% goes to Cumberland Tourism Development Authority (was, second 50% to Cumberland County). Provides for distribution of the additional 3% tax as follows: 50% to Cumberland Tourism Development Authority (was, to Fayetteville Area Convention and Visitors Bureau) and 50% to Arts Council of Fayetteville/Cumberland County Arts Council for arts festivals. Deletes Avery County from counties covered by the provision in G.S 153A-155 regulating occupancy taxes.

HOUSE BILLS

H 728. DISPLAY OF AMERICAN FLAG. Intro. 3/22/01. House committee substitute makes the following changes to 1st edition. Adds provision that American flag must be displayed in accordance with local ordinances.

H 1025. HOUSE REDISTRICTING-SUTTON PLAN 2. Intro. 4/9/01. House amendment makes the following changes to 2nd edition. Amendment makes numerous changes to district boundaries, primarily affecting districts in the northeastern counties.

NEXT SESSIONS

Wednesday, October 24, 2001

HOUSE convenes at 10:00 a.m.

SENATE convenes at 12:00 noon.

25:2001/156

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 155 Vol. 2001, No. 156 Senate Legislative Day 153

Wednesday, October 24, 2001

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OCT 25, 2001
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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
October 24, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE.	H REPTD UNFAV FOR CONC H CAL PURSUANT RULE 36(B)
04-26-01, 10-02-01	
H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B) H PLACED ON CAL FOR 10/24/2001 H PASSED 2ND READING
10-24-01	
#S0352 EXTEND LIEN FOR PUBLIC HEALTH NUISANCE.	S SIGNED BY GOV. 10/20/2001 SR CH. SL 2001-448
04-19-01, 06-12-01, 10-04-01	
S0826 CRIMINAL RECORD CHECK CHANGE/LONG-TERM CARE.	HA REPTD FAV COM SUBSTITUTE H CAL PURSUANT RULE 36(B)
04-19-01, 04-23-01, 07-10-01, 10-24-01	
S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	S PLACED ON CAL FOR 10/25/2001
04-23-01, 05-17-01, 05-29-01, 10-10-01, 10-17-01, 10-18-01	
#S0879 NC SCHOOL OF SCIENCE & MATH/BUDGET FLEXIBILITY.	S SIGNED BY GOV. 10/20/2001 SR CH. SL 2001-449
04-12-01, 04-16-01, 04-17-01	
S0920 ENVIRONMENTAL TECHNICAL CORRECTIONS.	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 10/25/2001
10-18-01, 10-22-01	

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S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.

H PASSED 3RD READING
S REC TO CONCUR H COM SUB
S PLACED ON CAL FOR 10/25/2001

09-26-01, 10-18-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 826. CRIMINAL RECORD CHECK CHANGE/LONG-TERM CARE. Intro. 4/3/01. House committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO SUSPEND THE REQUIREMENT FOR A NATIONAL CRIMINAL HISTORY RECORD CHECK FOR CERTAIN APPLICANTS FOR CERTAIN POSITIONS IN CERTAIN LONG-TERM CARE FACILITIES BECAUSE OF FEDERAL REQUIREMENTS LIMITING DISTRIBUTIONS OF RECORD CHECK RESULTS UNTIL JANUARY 1, 2003, AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY CRIMINAL HISTORY RECORD CHECKS.* Suspends until Jan. 1, 2003, national criminal record check requirements for contract agencies of nursing homes and home care agencies, adult care homes, contract agencies of adult care homes, and area authorities. Limits, until Jan. 1, 2003, the national criminal history check requirements applicable to nursing homes and home care agencies to positions involving direct patient care, and suspends the national criminal history check for other positions until Jan. 1, 2003. Authorizes the Legislative Research Commission to study how federal law affects the distribution of national criminal history record check information.

HOUSE BILLS

H 1468. CERTAIN WEAPONS OF MASS DESTRUCTION. Intro. 10/18/01. House committee substitute makes the following changes to 1st edition. Relocates provisions to new Article 36B (was, new Article 62) of Ch. 14, expressly limiting prohibited weapons to nuclear, biological and chemical weapons of mass destruction. Creates four exceptions to prohibitions relating to manufacture, assembly, possession, storage, transportation, sale, purchase, delivery and acquisition of nuclear, biological and chemical weapons: (1) law enforcement and other officers listed in G.S. 14-269(b) while lawfully carrying out their duties; (2) persons under contract with an agency of the State of North Carolina or the United States government with respect to lawful activities under the government contract; (3) researchers working on weapons intended for use in a manner consistent with state and federal law; and (4) researchers working on biological, chemical or radioactive agents for peaceful purposes. Revises definitions of prohibited weapons, as well as devices. Splits new crime of false reporting or placing a prohibited weapon into a new G.S. 14-288.23, making a false report, and a new G.S. 14-288.24, perpetrating hoax by use of a false weapon. Simplifies definition of false reporting. Adds potential remedy of restitution for both the crimes of false reporting and perpetrating a hoax regarding prohibited weapons. Removes radioactive material from the existing definition of "weapon of mass destruction" at G.S. 14-288.8(c). Clarifies that effective date is for offenses committed on or after the date the act becomes law, and that prosecutions for offenses occurring before the effective date are not affected by the act.

NEXT SESSIONS

Thursday, October 25, 2001

HOUSE convenes at 9:00 a.m.

SENATE convenes at 11:00 a.m.

25:2001/157

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 156 Vol. 2001, No. 157 Senate Legislative Day 154

Thursday, October 25, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1469	HOUSE DISTRICTS/1% DEVIATION		RULES	120

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SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1469. HOUSE DISTRICTS/1% DEVIATION. *TO ESTABLISH HOUSE DISTRICTS WITH A DEVIATION OF LESS THAN 1%.* Establishes 114 House districts as title indicates. All are single member districts except the following: 17, 28, 52, and 106 elect two members; and 29 elects three members.
Intro. by Pope.
Ref. to Rules GS 120

CALENDAR ACTION
October 25, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT.      H  FAILED CONCUR IN COM SUB
      JUDGE.                                    H  CONF COM APPOINTED
 04-26-01, 10-02-01
H1270 EASTERN BAND OF CHEROKEES' FULL FAITH     H  RATIFIED
      AND CREDIT
 04-24-01, 10-17-01
H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.      HA AMEND ADOPTED #1,#2,#3
                                                H  AMEND FAILED #4
                                                H  PASSED 3RD READING

 10-24-01, 10-25-01
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S0178 ADULT CARE HOME ASSESMENT.                    H  WITHDRAWN FROM CAL
                                                    H  PLACED ON CAL FOR 10/30/2001
 03-29-01
S0748 BILL LEE ACT CHANGES-AB.                      HA AMEND ADOPTED #1,#4
                                                    H  AMEND FAILED #2,#3
                                                    H  AMENDS RULED MATERIAL
 09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01, 10-18-01,
10-25-01
S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY         HA REPTD FAV COM SUBSTITUTE
                                                    H  RE-REF COM ON APPROPRIATIONS
 10-03-01, 10-25-01
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LOCAL BILLS

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S0348 INCREASE CUMBERLAND OCCUPANCY TAX.            H  WITHDRAWN FROM CAL
                                                    H  RE-REF COM ON RULES,
                                                       CALENDAR, AND OPERATIONS OF
                                                       THE HOUSE
 08-29-01, 10-23-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 748. BILL LEE ACT CHANGES. Intro. 04/2/01. House amendments make the following changes to 6th edition. Make technical change. Delay the effective date of the single tax rate schedule set forth in new GS 105-164.4(a)(1g)(b) until July 1, 2005, and apply the following rate schedule between July 1, 2002, and July 1, 2005: a 2.83 percent rate when the megawatt-hours received during the previous calendar year equals 1, 200, 000 or less; and a .17 percent rate for a megawatt-hour volume over 1,200,000.

S 907. ORGAN, EYE, AND TISSUE DONOR REGISTRY. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Makes technical changes. Modifies prior edition to provide that the Dep't of Health & Human Services study regarding the establishment of a donor registry shall be done in consultation with the Office of the Secretary of State. Provides that the study shall address, in addition to issues set forth in the prior edition, coordinating programs to avoid duplication of efforts.

HOUSE BILLS

H 1468. CERTAIN WEAPONS OF MASS DESTRUCTION. Intro. 10/18/01. House amendments make the following changes to 2nd edition. (1) Make a technical change. (2) Modify the exceptions to the new G.S. 14-288.21 (unlawful manufacture, assembly, possession, storage, transportation, sale, purchase, delivery, or acquisition of a nuclear, biological, or chemical weapon of mass destruction) created in the prior edition. Delete exception for certain inventors, designers and others lawfully engaged in activities designed to develop weapons of mass destruction in a manner consistent with federal and state law. Modify exception for certain persons under contract with the state or federal governments to make it apply to certain persons under contract with or working under the direction of the state or federal governments. Modify the exception for persons lawfully engaged with "precursors" for peaceful means to apply to "immediate precursors." (3) Create a new exception for persons engaged in accepted agricultural, horticultural, or forestry practices; aquatic weed control; or structural pest and rodent control.

NEXT SESSIONS

Monday, October 29, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 12:00 noon.

741
25. 2001/158

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 157 Vol. 2001, No. 158 Senate Legislative Day 155

Monday, October 29, 2001

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BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION
October 29, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0728 DISPLAY OF AMERICAN FLAG.                    H  WITHDRAWN FROM CAL
                                                   H  RE-REF COM ON JUDICIARY I

 10-23-01
S0017 ELECTION REWRITE/BALLOTS AND VOTING          H  CONF COM REPORTED
                                                   H  PLACED ON CAL FOR 10/30/2001
 04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01, 10-29-01
S0139 LOCAL FLEX. REGARDING CHARTER SCH.           H  PLACED ON CAL FOR 10/30/2001
      TEACHERS.
 03-21-01, 03-28-01, 06-20-01, 07-18-01
S0748 BILL LEE ACT CHANGES-AB.                     HA AMEND ADOPTED #5
                                                   H  PASSED 2ND READING
 09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01, 10-18-01,
10-25-01, 10-29-01
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LOCAL BILLS

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S0046 MONROE PREPARED FOOD TAX.                    H  PLACED ON CAL FOR 10/30/2001
 10-02-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 17. ELECTION REWRITE-1. Intro. 1/29/01. Conference report recommends the following changes to 6th edition to reconcile matters in controversy. Changes title to *AN ACT TO REWRITE ARTICLE 13 AND ARTICLE 14 OF CHAPTER 163 OF THE GENERAL STATUTES, AS RECOMMENDED BY THE ELECTION LAWS REVISION COMMISSION; TO PERMIT THE USE OF CERTAIN GENDER TITLES ON THE BALLOT; TO GIVE THE COUNTY BOARD OF ELECTIONS FLEXIBILITY IN SETTING A BUFFER ZONE AROUND A VOTING PLACE, WITH A MINIMUM OF 25 FEET; AND TO MAKE CONFORMING CHANGES.* Provides that for federal office nominees, members of the U.S. House of Representatives shall be listed on the ballot after U.S. Senators (was to be listed by size of electorate). Deletes provision for the rotation of political parties on the ballot for general elections and provides that nominees be listed in alphabetical order by party and in alphabetical order within the party.

S 748. BILL LEE ACT CHANGES. Intro. 4/2/01. House amendment makes the following changes to 6th edition. Adds requirement that the Revenue Laws Study Committee, as part of its ongoing review of business tax incentives, study the tax rate structure relating to sales of electricity to manufacturers. Requires that study include thorough review of legal and fiscal effects of exempting all electricity sold to manufacturers from the sales and use tax, of exempting electricity used by a manufacturer in certain processes or furnaces from the sales and use tax, and of creating a graduated tax rate structure for sales of electricity to manufacturers. Requires interim report to the 2002 Regular Session of the 2001 General Assembly and final report to the 2003 General Assembly.

LEGISLATION ENACTED

SL 2001-451 (H 13). MOTOR VEHICLE REPAIRS. *AN ACT TO PROHIBIT INSURANCE COMPANIES FROM RECOMMENDING THAT INSURANCE CLAIMANTS OBTAIN MOTOR VEHICLE REPAIR SERVICES FROM PARTICULAR SOURCES WITHOUT INFORMING THEM OF THEIR OPTIONS; TO AMEND THE SURPLUS LINES LAW TO CONFORM IT TO THE GRAMM-LEACH-BLILEY ACT; AND TO CORRECT AN ERROR IN AN AMENDMENT TO THE WORKERS' COMPENSATION ACT.* Summarized in *Daily Bulletin* 1/29/01, 4/19/01, and 10/3/01. Enacted Oct. 28, 2001. Section 1 of this act is effective April 1, 2002. Sections 2 and 2.2 are effective Jan. 1, 2002. The remainder of this act is effective Oct. 28, 2001.

SL 2001-452 (H 1006). ENVIRONMENTAL REPORT CONSOLIDATION. *AN ACT TO CONSOLIDATE VARIOUS ENVIRONMENTAL REPORTING REQUIREMENTS.* Summarized in *Daily Bulletin* 4/9/01 and 10/1/01. Enacted Oct. 28, 2001. Effective Oct. 28, 2001.

SL 2001-453 (H 1048). MORATORIUM ON HEALTH INSURANCE MANDATES. *AN ACT TO PROVIDE THAT HEALTH BENEFIT PLANS SHALL NOT MANDATE ADDITIONAL COVERAGE BEYOND WHAT IS REQUIRED AS OF JUNE 30, 2003, WITH CERTAIN EXCEPTION; AND TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO STUDY THE ISSUE OF HEALTH INSURANCE MANDATES.* Summarized in *Daily Bulletin* 4/10/01, 4/23/01, and 10/3/01. Enacted Oct. 28, 2001. Effective Oct. 28, 2001. Section 1 expires July 1, 2005.

SL 2001-454 (H 1299). UNDERGROUND STORAGE TANK PROGRAM FUNDS. *AN ACT TO APPROPRIATE FUNDS FROM THE NONCOMMERCIAL LEAKING PETROLEUM UNDERGROUND STORAGE TANK CLEANUP FUND TO SUPPORT THE ADMINISTRATION OF THE PETROLEUM UNDERGROUND STORAGE TANK PROGRAM.* Summarized in *Daily Bulletin* 4/12/01 and 9/27/01. Enacted Oct. 28, 2001. Effective July 1, 2001.

NEXT SESSIONS

HOUSE convenes at 3:00 p.m. Tuesday, October 30, 2001

SENATE convenes at 3:00 p.m. Wednesday, October 31, 2001

641
25 2001/159

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 158 Vol. 2001, No. 159

Tuesday, October 30, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1470	HONORING AFRICAN AMERICANS WHO HAVE SERVED IN THE GENERAL ASSEMBLY		RULES	JOINT RES
H 1471	BIOTERRORISM DEFENSE FUNDS		APPROPRIATIONS	APPROP
H 1472	BIOLOGICAL AGENTS REGISTRY		JUDICIARY II	130A

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1470. HONORING AFRICAN AMERICANS WHO HAVE SERVED IN THE GENERAL ASSEMBLY. *HONORING AFRICAN AMERICANS WHO HAVE SERVED IN THE GENERAL ASSEMBLY SINCE 1868.* As title indicates.
Intro. by Wright.
Ref. to Transportation JOINT RES

H 1471. BIOTERRORISM DEFENSE FUNDS. *AN ACT TO APPROPRIATE FUNDS FROM THE GENERAL FUND AND TO AUTHORIZE THE GOVERNOR TO BORROW FUNDS FROM THE SAVINGS RESERVE ACCOUNT TO IMPLEMENT BIOTERRORISM DEFENSE MEASURES AND TO ADDRESS OTHER BIOTERRORISM ISSUES.* Appropriates $1,900,000 for 2001-2002 from General Fund to Dep't of Crime Control & Public Safety to implement bioterrorism defense measures, which may include (1) purchasing materials and equipment, (2) training personnel, (3) developing operations plans that include use of alternate facilities within state government to protect critical state functions, and (4) equipping search and rescue teams. Requires the Sec'y of Crime Control and Public Safety and the Governor to report to the Joint Legislative Comm'n on Governmental Operations within 30 days of using funds.
Intro. by Easterling, Oldham, Redwine, and Thompson.
Ref. to Appropriations APPROP

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H 1472. BIOLOGICAL AGENTS REGISTRY. *DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A BIOLOGICAL AGENTS REGISTRY, AND IMPOSING CIVIL PENALTIES FOR VIOLATION OF REGISTRY REQUIREMENTS.* Adds new GS 130A-149 requiring DHHS to establish and administer program for registration of biological agents, defined as microorganisms, viruses, infectious substances, and other products capable of causing death, disease, deterioriation of food, and other serious harms to public health or safety. Requires Comm'n on Health Services to adopt rules for implementing registry program. Provides that information in registry is confidential and not a public record; allows release only in designated instances, such as in connection with communicable disease investigation. Requires DHHS to impose civil penalty of $1,000 per day for violation. Effective Jan. 1, 2002.
Intro. by Culpepper.
Ref. to Judiciary II GS 130A

CALENDAR ACTION
October 30, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

S0139	LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS.	H	PASSED 2ND & 3RD READING
03-21-01, 03-28-01, 06-20-01, 07-18-01			
S0178	ADULT CARE HOME ASSESMENT.	H	POSTPONED TO 11/1/2001
03-29-01			
S0721	OCCUPATIONAL LICENSING FEES & PER DIEM CHANGES.	HA	REPTD FAV COM SUBSTITUTE
		H	CAL PURSUANT RULE 36(B)
		H	PLACED ON CAL FOR 10/31/2001
10-22-01, 10-30-01			
S0826	CRIMINAL RECORD CHECK CHANGE/LONG-TERM CARE.	H	PLACED ON CAL FOR 10/31/2001
04-19-01, 04-23-01, 07-10-01, 10-24-01			

LOCAL BILLS

H0865	RESTRICT OFF-ROAD VEHICLES.	HA	REPTD FAV COM SUBSTITUTE
		H	CAL PURSUANT RULE 36(B)
10-30-01			

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 721. OCCUPATIONAL LICENSING FEES & PER DIEM CHNGS. Intro. 3/29/01. House committee substitute makes the following changes to 3rd edition. Changes optometry licensing fees in GS 90-123 as follows: lowers from $400 to $300 fee for general optometry license renewal; restores and raises from $200 to $300 fee for certificate of license for resident optometrist desiring to change to another state or territory; restores and raises from $250 to $350 fee for license for practitioner of another state or territory; raises from $250 to $350 fee for license to resume practice for optometrist who has retired or who has removed from and returned to NC. Deletes provisions relating to NC State Board of Dental Examiners. Lowers from $250 to $150 license renewal fee in GS

90-155 for chiropractic practitioner. Provides for compensation up to $200 for members of Board of Chiropractic Examiners for each day of official business, plus actual expenses. Makes other, technical changes. Changes effective date to Jan. 1, 2002.

HOUSE BILLS

H 865. CALABASH ANNEXATION/HOLDEN BEACH. Intro. 03/29/01. House committee substitute makes the following changes to 1st edition. Changes title to AN ACT CONCERNING A VOLUNTARY SATELLITE ANNEXATION OF CERTAIN DESCRIBED PROPERTY IN BRUNSWICK COUNTY TO ALLOW THE TOWN OF HOLDEN BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS AND PUBLIC BEACH ACCESS, AND TO MAKE A TECHNICAL CORRECTION IN THE CHARTER OF THE TOWN OF OAK ISLAND Exempts specified property in Brunswick County from the annexation standard for noncontiguous areas set forth in GS 160A-58.1(b)(2). Makes S.L. 2001-36 applicable to Holden Beach. Makes technical correction as title indicates.

LEGISLATION ENACTED

SL 2001-455 (H 1362). ADVANCE HEALTH CARE DIRECTIVES REGISTRY. *AN ACT TO ESTABLISH A CENTRAL REGISTRY FOR ADVANCE HEALTH CARE DIRECTIVES AND TO AUTHORIZE THE NORTH CAROLINA RESPIRATORY CARE BOARD TO INCREASE FEES.* Summarized in *Daily Bulletin* 4/23/01, 5/30/01, 8/22/01, and 9/18/01. Enacted Oct. 29, 2001. Section 7 is effective Oct. 29, 2001. The remainder of this act is effective Jan. 1, 2002.

SL 2001-456 (H 1270). EASTERN BAND OF CHEROKEES' FULL FAITH AND CREDIT. *AN ACT TO PROVIDE FULL FAITH AND CREDIT TO JUDGMENTS OF THE EASTERN BAND OF CHEROKEES' TRIBAL COURTS AS THOSE COURTS RECIPROCALLY PROVIDE JUDGMENTS OF NORTH CAROLINA COURTS.* Summarized in *Daily Bulletin* 4/12/01, 4/24/01, and 10/17/01. Enacted Oct. 29, 2001. Effective Oct. 29, 2001.

NEXT SESSIONS

October 31, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

25 2001/160

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 159 Vol. 2001, No. 160 Senate Legislative Day 156

Wednesday, October 31, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
October 31, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H1471 BIOTERRORISM DEFENSE FUNDS.                HA REPTD FAV COM SUBSTITUTE
                                                 H  CAL PURSUANT RULE 36(B)
                                                 H  PLACED ON CAL FOR 10/31/2001
                                                 H  PASSED 2ND READING

 10-31-01
S0017 ELECTION REWRITE/BALLOTS AND VOTING        HA CONF REPORT ADOPTED
 04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01, 10-29-01
S0139 LOCAL FLEX. REGARDING CHARTER SCH.         S  REC TO CONCUR H COM SUB
      TEACHERS.                                  S  PLACED ON CAL FOR 11/1/2001
 03-21-01, 03-28-01, 06-20-01, 07-18-01
S0721 OCCUPATIONAL LICENSING FEES & PER DIEM     H  PASSED 2ND READING
      CHANGES.
 10-22-01, 10-30-01
S0826 CRIMINAL RECORD CHECK CHANGE/LONG-TERM     H  PASSED 2ND & 3RD READING
      CARE.
 04-19-01, 04-23-01, 07-10-01, 10-24-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

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HOUSE BILLS

H 1471. TERRORISM DEFENSE FUNDS. Intro. 10/30/01. House committee substitute makes the following changes to 1st edition. Expands allowed use of funds to terrorism defense measures (was, bioterrorism defense). Authorizes Governor to use up to $30 million from Savings Reserve Account to implement defense measures against all forms of terrorism; Governor must take steps to repay account if funds become available to offset state's expenditures.

NEXT SESSIONS

Thursday, November 1, 2001

HOUSE convenes at 10:30 a.m.

SENATE convenes at 12:00 noon.

G41
25:2001/161

Daily Bulletin

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House Legislative Day 160 Vol. 2001, No. 161 Senate Legislative Day 157

Thursday, November 1, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
November 1, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
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PUBLIC BILLS

H1025 HOUSE REDISTRICTING. 10-10-01, 10-23-01, 11-01-01	HA AMEND ADOPTED #5 H PASSED 3RD READING
H1471 BIOTERRORISM DEFENSE FUNDS. 10-31-01, 11-01-01	HA AMEND ADOPTED #1 H PASSED 3RD READING
S0178 ADULT CARE HOME ASSESMENT. 03-29-01	H POSTPONED TO 11/8/2001
S0721 OCCUPATIONAL LICENSING FEES & PER DIEM CHANGES. 10-22-01, 10-30-01	H PASSED 3RD READING
S0826 CRIMINAL RECORD CHECK CHANGE/LONG-TERM CARE. 04-19-01, 04-23-01, 07-10-01, 10-24-01	S REC TO CONCUR H COM SUB S PLACED ON CAL FOR 11/5/2001

LOCAL BILLS

H0865 CALABASH ANNEXATION/HOLDEN BEACH. 10-30-01	H PLACED ON CAL FOR 11/5/2001

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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 1025. HOUSE REDISTRICTING-SUTTON PLAN 2. Intro. 4/9/01. House amendment no. 5 makes the following changes to 2nd edition as amended. Adjusts boundaries of the following districts: 20, 21, 40-45, 73, 74, 82, 85, 86, 92, and 94-96. Deletes district 113 and moves all precincts from that district to district 75. Subsumes precincts that were in district 75 into district 73 and makes district 73 a two Representative district.

H 1471. BIOTERRORISM DEFENSE FUNDS. Intro. 10/30/01. House amendment makes the following changes to 1st edition. Sets the maximum amount the Governor may access from the Savings Reserve Account for the 2001-02 fiscal year to address bioterrorism at $30 million.

NEXT SESSIONS

Monday, November 5, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 3:00 p.m.

G4
25:2001/162

Daily Bulletin

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House Legislative Day 161 Vol. 2001, No. 162 Senate Legislative Day 158

Monday, November 5, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1473	UNION COUNTY LINE PLAN		LEGISLATIVE REDISTRICTING	120
H 1474	UNION COUNTY LINE PLAN-2		LEGISLATIVE REDISTRICTING	120
H 1476	HOUSE CONGRESSIONAL 13		CONGRESSIONAL REDISTRICTING	163
H 1477	HOUSE CONGRESSIONAL PLAN		CONGRESSIONAL REDISTRICTING	163

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SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1473. UNION COUNTY LINE PLAN. *TO ADOPT A HOUSE REDISTRICTING PLAN FOR THE UNION COUNTY AREA.* Amends GS 120-2 to establish boundaries for Districts 34 and 108, consisting of precincts in Union and Mecklenburg counties.
Intro. by Shubert.
Ref. to Legislative Redistricting GS 120

H 1474. UNION CO. LINE PLAN-2. *TO ADOPT A HOUSE REDISTRICTING PLAN FOR THE UNION COUNTY AREA.* Amends GS 120-2 to establish boundaries for Districts 34 and 108, consisting of precincts in Union and Mecklenburg counties. Differs from H 1473 as follows: moves Union County Precincts 18 and 41 from District 34 to District 108, moves Union County Precincts 10 and 36 from District 108 to District 34.
Intro. by Shubert.
Ref. to Legislative Redistricting GS 120

H 1476. HOUSE CONGRESSIONAL 13. *TO DIVIDE NORTH CAROLINA INTO THIRTEEN CONGRESSIONAL DISTRICTS.* Creates thirteen congressional districts, as title indicates. District 1: Bertie, Chowan, Edgecombe, Gates, Greene, Halifax, Hertford, Martin, Northampton, Perquimans, Vance, Warren, and portions of Beaufort, Craven, Granville, Jones, Lenoir, Nash, Pitt, Washington, Wayne and Wilson counties. District 2: Franklin, Johnston, Sampson, and portions of Cumberland, Duplin, Granville, Harnett, Nash, Pender, Wake and Wilson counties; District 3: Camden, Cartaret, Currituck, Dare, Hyde, Onslow, Pamlico, Pasquotank, Tyrrell, and portions of Beaufort, Craven, Duplin, Jones, Lenoir, Pender, Washington and Wayne counties. District 4: Caswell, Durham, Orange, and portions of Person and Wake counties. District 5: Alleghany, Ashe, Davie, Rockingham, Stokes, Surry, Wilkes, Yadkin, and portions of Forsyth County. District 6: Alamance, Randolph and portions of Davidson and Guilford counties. District 7: Anson, Bladen, Brunswick, Columbus, New Hanover, Richmond, Robeson, Scotland and portions of Cumberland County. District 8: Cabarrus, Hoke, Montgomery, Stanly, Union

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and portions of Mecklenburg and Moore counties. District 9: Gaston and portions of Cleveland and Mecklenburg counties. District 10: Alexander, Avery, Burke, Caldwell, Catawba, Lincoln, Mitchell, Watauga and portions of Cleveland and Rutherford County. District 11: Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Polk, Swain, Transylvania, Yancey and portions of Rutherford counties District 12: portions of Davidson, Forsyth, Guilford and Mecklenburg counties. District 13: Chatham, Lee and portions of Cumberland and Moore counties.
Intro. by McMahan, Thompson, Dockham.
Ref. to Congressional Redistricting GS 163

H 1477. HOUSE CONGRESSIONAL PLAN. *TO DIVIDE NORTH CAROLINA INTO THIRTEEN CONGRESSIONAL DISTRICTS.* Creates 13 congressional districts as title indicates. District 1 includes Bertie Chowan, Edgecombe, Gates, Greene, Halifax, Hertford, Martin, Northampton, Pasquotank, Perquimans Warren and Washington counties, and portions of Beaufort, Craven, Granville, Jones, Lenoir, Nash, Pitt, Vance Wayne and Wilson counties. District 2 includes Franklin, Harnett, Johnston, and Lee counties, and portions of Chatham Cumberland, Nash, Sampson, Vance, and Wake counties. District 3 includes Camden, Carteret, Currituck, Dare Hyde, Onslow, Pamlico, and Tyrrell counties, and portions of Beaufort, Craven, Duplin, Jones, Lenoir, Nash and Wayne counties. District 4 includes Durham and Orange counties, and portions of Chatham and Wake counties District 5 includes Alexander, Alleghany, Ashe, Davie, Stokes, Surry, Wilkes, and Yadkin counties, and portions of Forsyth, Iredell, Rockingham, and Watauga counties. District 6 includes Randolph County and portions of Alamance, Cabarrus, Davidson, Guilford, Moore, Rowan, and Stanly counties. District 7 includes Bladen, Brunswick, Columbus, New Hanover, Pender, and Robeson counties, and portions of Cumberland, Sampson Scotland, and Duplin counties. District 8 includes Anson, Hoke, Montgomery, and Richmond counties, and portions of Cabarrus, Cumberland, Mecklenburg, Moore, Scotland, and Stanly counties. District 9 includes Union County and portions of Catawba, Gaston, Iredell, Lincoln, and Mecklenburg counties. District 10 includes Avery Caldwell, McDowell, and Mitchell counties, and portions of Buncombe, Burke, Catawba, Cleveland, Gaston, Haywood, Henderson, Lincoln, Polk, Rutherford, Transylvania, and Watauga counties. District 11 includes Cherokee, Clay, Graham, Jackson, Macon, Madison, Swain, and Yancey counties, and portions of Buncombe Burke, Cleveland, Gaston, Haywood, Henderson, Polk, Rutherford, and Transylvania counties. District 12 includes portions of Cabarrus, Davidson, Forsyth, Guilford, Mecklenburg, and Rowan counties. District 13 includes Caswell, and Person counties, and portions of Alamance, Granville, Guilford, Rockingham, and Wake counties.
Intro. by Wright, Alexander, Hill.
Ref. to Congressional Redistricting GS 163

CALENDAR ACTION
November 5, 2001

NONE

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

NONE

NEXT SESSIONS

November 6, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

G4
25: 2001/163

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House Legislative Day 162 Vol. 2001, No. 163 Senate Legislative Day 159

Tuesday, November 6, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1475	DAUGHTRY GENESIS 3A PLAN		LEGISLATIVE REDISTRICTING	120

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1475. DAUGHTRY GENESIS 3A PLAN. *TO ESTABLISH HOUSE DISTRICTS.* Establishes 38 NC House districts. Districts 1, 10, 13, 16, 17, 20, 21, 23, 28, 29, 34, and 37 elect 2 members each; districts 15 and 24 elect 3 members each; districts 7, 19, and 31 elect 4 members each; districts 5, 9, 11, 18, 25, and 33 elect 5 members each; district 22 elects 6 members; district 3 elects 7 members; district 26 elects 8 members; district 14 elects 10 members; and all other districts elect 1 member each. District 1 consists of Cherokee and 5 other western counties; districts then run from west to east, with district 38 consisting of Bertie, Hertford, and Northampton counties.
Intro. by Daughtry.
Ref. to Legislative Redistricting GS 120

CALENDAR ACTION
November 6, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0108 COUNTIES COLL. DELINQ. TAXES BEFORE      SA CONF REPORT ADOPTED
      RECORD DEEDS
 03-08-01, 03-14-01, 06-20-01, 10-10-01, 10-17-01
H0599 REVISE CONSUMER FINANCE ACT.             S  WITHDRAWN FROM CAL
                                               S  PLACED ON CAL FOR 11/13/2001
 04-05-01, 04-23-01, 10-02-01
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H0898 STATE EMPLOYEE FEDERAL REMEDY RESTORATION ACT. — S PASSED 2ND & 3RD READING
04-18-01, 04-24-01, 10-17-01

H1019 SEPTAGE MGT/ON-SITE WASTEWATER/ LIABILITY.
- S REPTD FAV COM SUBSTITUTE
- SA COM SUBSTITUTE ADOPTED
- S RE-REF COM ON FINANCE

04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01

H1025 HOUSE REDISTRICTING.
- S REC FROM HOUSE
- S REF TO COM ON REDISTRICTING

10-10-01, 10-23-01, 11-01-01

H1427 AMEND USE VALUE STATUTES. — S PASSED 3RD READING
08-22-01, 09-04-01, 10-04-01

H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.
- S REPTD FAV COM SUBSTITUTE
- SA COM SUBSTITUTE ADOPTED
- S PLACED ON CAL FOR 11/6/2001
- S PASSED 2ND & 3RD READING

10-24-01, 10-25-01, 11-06-01

H1471 BIOTERRORISM DEFENSE FUNDS.
- S REPTD FAV
- S PASSED 2ND & 3RD READING
- H RATIFIED

10-31-01, 11-01-01

H1472 BIOLOGICAL AGENTS REGISTRY.
- HA REPTD FAV COM SUBSTITUTE
- H CAL PURSUANT RULE 36(B)

11-06-01

S0017 ELECTION REWRITE/BALLOTS AND VOTING
- S CONF·COM REPORTED
- S PLACED ON CAL FOR 11/6/2001
- SA CONF REPORT ADOPTED

04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01, 10-29-01, 11-06-01

S0139 LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS. — S CONCURRED IN H/COM SUB
03-21-01, 03-28-01, 06-20-01, 07-18-01

S0571 PRO TEM APPOINTMENTS.
- S REPTD FAV COM SUBSTITUTE
- SA COM SUBSTITUTE ADOPTED
- S PLACED ON CAL FOR 11/6/2001
- S PASSED 2ND & 3RD READING

11-06-01

S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.
- S WITHDRAWN FROM CAL
- S PLACED ON CAL FOR 11/13/2001

09-20-01, 09-25-01

S0748 BILL LEE ACT CHANGES-AB.
- H AMENDMENT WITHDRAWN #6
- HA AMEND ADOPTED #7
- H AMEND FAILED #8
- H PASSED 3RD READING

09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01, 10-18-01, 10-25-01, 10-29-01, 11-06-01

S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.
- S CONF COM REPORTED
- S PLACED ON CAL FOR 11/6/2001
- SA CONF REPORT ADOPTED

04-24-01, 05-29-01, 11-06-01

S0798 SENATE REDISTRICTING.
- H REPTD FAV
- H CAL FOR IMMEDIATE CONSID
- H PASSED 2ND READING

09-19-01

S0826 CRIMINAL RECORD CHECK CHANGE/LONG-TERM CARE. — S CONCURRED IN H/COM SUB
04-19-01, 04-23-01, 07-10-01, 10-24-01

S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR.	S	CONCURRED IN H/COM SUB
04-23-01, 05-17-01, 05-29-01, 10-10-01, 10-17-01, 10-18-01		
S0881 WORKERS' COMP AWARDS FILED AS JUDGMENTS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-12-01, 11-06-01		
S0920 ENVIRONMENTAL TECHNICAL CORRECTIONS.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 11/9/2001
10-18-01, 10-22-01		
S0968 NC NONAPPROPRIATED CAPITAL PROJECTS.	S	CONCURRED ON 2ND READING
09-26-01, 10-18-01		

LOCAL BILLS

H0250 81ST HOUSE DISTRICT LOCAL ACT-3.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON FINANCE
H0865 CALABASH ANNEXATION/HOLDEN BEACH.	H	PASSED 2ND READING
10-30-01		
H0883 TYRRELL OCCUPANCY TAX.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADOPTED
	S	PLACED ON CAL FOR 11/6/2001
	S	PASSED 2ND READING
10-08-01, 10-10-01, 11-06-01		
H0917 DURHAM HISTORIC PROPERTIES-2.	S	PASSED 3RD READING
10-03-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 571. PRESIDENT PRO TEM APPOINTMENTS. Intro. 3/21/01. Senate committee substitute makes the following changes to 1st edition, a blank bill. Makes various appointments to boards and commissions on recommendation of President Pro Tem. Expands boards and commissions as follows: adds three members to Commission on Mental Health, Developmental Disabilities, and Substance Abuse Services and to Natural Heritage Trust Fund Board of Trustees, giving one appointment each to President Pro Tem., Speaker, and Governor; adds two members to Cemetery Commission, Joint Legislative Transportation Oversight Committee, Joint Legislative Education Oversight Committee, Joint Legislative Commission on Governmental Operations, Joint Select Committee on Information Technology, Railroad Study Commission, Wildlife Resources Commission, Council for Deaf and Hard of Hearing, Environmental Management Commission, and Virginia-North Carolina Interstate High-Speed Rail Commission (if Virginia General Assembly concurs), giving one appointment each to President Pro Tem. and Speaker; adds one member to board of trustees of Museum of Art, Board of Correction, Aeronautics Council, Human Relations Council, and Governor's Advocacy Council on Children and Youth, giving appointment to governor; and adds mayor of town of Kitty Hawk to First Flight Centennial Commission. Makes following additional changes to boards and commissions: staggers terms of members of Advisory Commission on Military Affairs, created by S.L. 2001-424, sec. 12.1; allows members of State Board of Barber Examiners to serve up to three complete consecutive three-year terms (was, two); and substitutes Sec'y of Commerce for Governor's Science Advisor on Board of Science and Technology and requires Sec'y of Commerce rather than Sec'y of Administration to provide clerical and other services to board. Makes other, technical changes. Effective for terms beginning July 1, 2001, unless otherwise stated in act.

S 748. BILL LEE ACT CHANGES. Intro. 4/2/01. House amendment makes the following changes to 6th edition. Adds directive for Revenue Laws Study Commission to study the tax rate structure relating to sales of piped natural gas to manufacturers, with an interim report to the 2002 Regular Session of the General Assembly and a final report to the 2003 General Assembly.

S 774. PUBLIC ENTERPRISE CONSUMER BILLING PRIVACY. Intro. 4/2/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Revises GS 132-1.1 to cover billing information maintained by public entities providing utility services as well as cities and counties. Allows disclosure by city or county of billing information if necessary for bond decisions, maintaining quality of services, or assisting law enforcement and certain other officers in performing their duties.

S 881. WORKERS' COMP AWARDS FILED AS JUDGMENTS. Intro. 4/4/01. House committee substitute makes the following changes to 2nd edition. Changes title to read *TO PROVIDE THAT AGREEMENTS, ORDERS, AND FINAL AWARDS UNDER THE WORKERS' COMPENSATION ACT MAY BE ENTERED AS JUDGMENTS BY THE CLERK OF SUPERIOR COURT.* Rewrites GS 97-87 to provide that a certified copy of a final award or Certificate of Accrued Arrearages may be filed in the office of the clerk of superior court of the county in which the defendant has a place of business or has property or in which the injury occurred, or in Wake County Establishes procedure for obtaining a Certificate of Accrued Arrearages by the Industrial Comm'n Provides that clerk shall docket and index a judgment promptly after such an award or certificate is filed Makes conforming amendment to GS 1-209. Effective June 1, 2002.

HOUSE BILLS

H 883. TYRELL OCCUPANCY TAX. Intro. 3/29/01. Senate committee amendment makes the following changes to 3rd edition. Defines tourism-related expenditures as those expenditures that increase tourism in the judgment of the Tourism Development Authority (was, county).

H 1019. SEPTAGE MGT/ON-SITE WASTEWATER SYSTEM APPROVAL. Intro. 4/9/01. Senate committee substitute makes the following changes to 5th edition. Amends title to read *TO AMEND THE LAWS GOVERNING THE SEPTAGE MANAGEMENT PROGRAM AND TO INCREASE CERTAIN PERMIT FEES UNDER THAT PROGRAM, AND TO IMPROVE THE PROCESS BY WHICH ON-SITE SUBSURFACE WASTEWATER DISPOSAL SYSTEMS ARE APPROVED AND TO ESTABLISH A SCHEDULE OF FEES APPLICABLE TO APPROVAL OF THOSE SYSTEMS.* Deletes proposed GS 130A-41.1 relating to office of environmental health specialists in local health departments. Adds provision to proposed GS 130A-291.3(d) to require Dep't of Environment and Natural Resources to establish a training committee to develop a training program for land application of septage. Directs the Dep't of Environment and Natural Resources to mail annual notices of fees prior to Nov. 1, 2001. Adds provision to GS 130A-343 to provide that the Dep't may modify, suspend, or revoke approval of a wastewater system if the approval was based on false, incomplete, or misleading information or if the Dep't finds such action is necessary to protect the public health, safety, or welfare. Reduces fee for review of residential wastewater treatment system from $2,000 to $1,500. Requires action on all applications for approval of innovative systems that were filed prior to Oct. 1, 2001, before additional applications are accepted (and requires action on those pending applications within 120 days of effective date of act). Directs Comm'n for Health Services to review its current rules to determine whether any system described in its rules should be designated as an accepted or approved as an innovative system

H 1468. CERTAIN WEAPONS OF MASS DESTRUCTION. Intro. 10/18/01. Senate committee substitute makes the following changes to 3rd edition. Revises definition of "nuclear, biological, or chemical weapon of mass destruction" in proposed GS 14-288.21(c) to include "substances" causing such harm and the "method" of delivery of such agents or substances. Adds requirement to proposed GS 14-288.23 that person receiving false report of weapon of mass destruction reasonably believe the threat. Adds provision exempting positions established by the Governor to expand the state's capability to deal with threat of terrorism from the requirement for prior consultation with the Joint Legislative Commission on Governmental Operations before establishing a new receipts' supported position.

H 1472. BIOLOGICAL AGENTS REGISTRY. Intro. 10/30/01. House committee substitute makes the following changes to 1st edition. Requires registration of biological agents by any person in state (was laboratory, medical, or research facilities). Revises definition of biological agent to match definitions in federal regulations. Specifies additional rules to be adopted by Comm'n on Health Services to implement act.

NEXT SESSIONS

HOUSE convenes at 9:00 a.m., Wednesday, November 7, 2001

SENATE convenes at 11:00 a.m., Friday, November 9, 2001.

25: 2001/164

Daily Bulletin

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House Legislative Day 163 Vol. 2001, No. 164

Wednesday, November 7, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
November 7, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0898 STATE EMPLOYEE FEDERAL REMEDY RESTORATION ACT.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 11/8/2001
04-18-01, 04-24-01, 10-17-01		
H1427 AMEND USE VALUE STATUTES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 11/8/2001
08-22-01, 09-04-01, 10-04-01		
H1471 BIOTERRORISM DEFENSE FUNDS.	H	PRES. TO GOV. 11/7/2001
10-31-01, 11-01-01		
S0798 SENATE REDISTRICTING.	H	PASSED 3RD READING
09-19-01		
S0881 WORKERS' COMP AWARDS FILED AS JUDGMENTS.	H	PLACED ON CAL FOR 11/8/2001
04-12-01, 11-06-01		

LOCAL BILLS

H0865 CALABASH ANNEXATION/HOLDEN BEACH.	H	PASSED 3RD READING
10-30-01		
H0917 DURHAM HISTORIC PROPERTIES-2.	H	REC TO CONCUR S COM SUB
	H	COM SUB RULED MATERIAL
	H	CAL PURSUANT RULE 36(B)
10-03-01		

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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

None

NEXT SESSIONS

HOUSE convenes at 9:00 a.m., Thursday, November 8, 2001.

SENATE convenes at 11:00 a.m., Friday, November 9, 2001.

641
25:2001/165

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 164 Vol. 2001, No. 165

Thursday, November 8, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
November 8, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
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4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0898 STATE EMPLOYEE FEDERAL REMEDY RESTORATION ACT.	H	CONCURRED IN S/COM SUB
04-18-01, 04-24-01, 10-17-01		
H1427 AMEND USE VALUE STATUTES.	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
08-22-01, 09-04-01, 10-04-01		
H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
10-24-01, 10-25-01, 11-06-01		
S0178 ADULT CARE HOME ASSESMENT.	H	POSTPONED TO 11/15/2001
03-29-01		
S0571 PRESIDENT PRO TEM APPOINTMENTS.	H	REC FROM SENATE
	H	REF TO COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
11-06-01		
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 11/15/2001
04-24-01, 05-29-01, 11-06-01, 11-08-01		
S0881 WORKERS' COMP AWARDS FILED AS JUDGMENTS.	H	POSTPONED TO 11/13/2001
04-12-01, 11-06-01		

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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

None

NEXT SESSIONS

HOUSE convenes at 7:00 p.m., Monday, November 12, 2001.

SENATE convenes at 11:00 a.m., Friday, November 9, 2001.

GT
25:2001/166

Daily Bulletin

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House Legislative Day 165 Vol. 2001, No. 166

Monday, November 12, 2001

BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
H 1478	SENATE DISTRICTS-UNION/STANLY AREA		LEGISLATIVE REDISTRICTING	120

SUMMARIES OF BILLS INTRODUCED TODAY

HOUSE BILLS

H 1478. SENATE DISTRICTS - UNION/STANLY AREA. *TO ESTABLISH SENATORIAL DISTRICTS AND TO APPORTION SEATS IN THE SENATE AMONG DISTRICTS.* Redraws boundaries for Senate districts 17, 22, 35, 38, and 47, as title indicates.
Intro. by Shubert.
Ref. to Legislative Redistricting GS 120

CALENDAR ACTION
November 9, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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S0748 BILL LEE ACT CHANGES-AB.                    S  REC TO CONCUR H COM SUB
                                                  S  PLACED ON CAL FOR 11/13/2001
  09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01, 10-18-01,
10-25-01, 10-29-01, 11-06-01
 LOCAL BILLS
 H0865 CALABASH ANNEXATION/HOLDEN BEACH.          S  REC FROM HOUSE
                                                  S  REF TO COM ON FINANCE

  10-30-01
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November 12, 2001

NONE

LEGISLATION ENACTED

SL 2001-457 (H 1471). TERRORISM DEFENSE FUNDS. *AN ACT TO APPROPRIATE FUNDS FROM THE GENERAL FUND AND TO AUTHORIZE THE GOVERNOR TO ACCESS FUNDS FROM THE SAVINGS RESERVE ACCOUNT TO ADDRESS TERRORISM ISSUES.* Summarized in *Daily Bulletin* 10/30/01, 10/31/01, and 11/1/01. Enacted Nov. 8, 2001. Effective Nov. 8, 2001.

NEXT SESSIONS

November 13, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 3:00 p.m.

25: 2001/168

Daily Bulletin

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House Legislative Day 167 Vol. 2001, No. 168

Wednesday, November 14, 2001

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None

CALENDAR ACTION
November 14, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0108 COUNTIES COLL. DELINQ. TAXES BEFORE RECORD DEEDS	H	PRES. TO GOV. 11/14/2001
03-08-01, 03-14-01, 06-20-01, 10-10-01, 10-17-01		
H0898 STATE EMPLOYEE FEDERAL REMEDY RESTORATION ACT.	H	PRES. TO GOV. 11/14/2001
04-18-01, 04-24-01, 10-17-01		
H1046 ELECTION CHANGES.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 11/15/2001
04-23-01, 11-13-01		
H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
10-24-01, 10-25-01, 11-06-01		
H1477 HOUSE CONGRESSIONAL PLAN.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL FOR IMMEDIATE CONSID
	H	PASSED 2ND READING
11-14-01		
S0881 WORKERS' COMP AWARDS FILED AS JUDGMENTS.	H	PASSED 2ND & 3RD READING
04-12-01, 11-06-01		
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
04-18-01, 08-09-01, 11-14-01		

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LOCAL BILLS

H0250 MIDLAND/LINDEN ANNEXATION/VALIDATION.	H	PLACED ON CAL FOR 11/15/2001
11-13-01		
H0883 TYRRELL OCCUPANCY TAX.	H	REC TO CONCUR IN S AMEND
	H	CAL PURSUANT RULE 36(B)
10-08-01, 10-10-01, 11-06-01		
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.	H	AMEND FAILED #5
	H	PASSED 3RD READING
08-29-01, 10-23-01, 11-13-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 990. NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES. Intro. 4/5/01. House committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO PROHIBIT PERSONS CONTRACTING WITH THE PUBLIC SCHOOLS FROM DISCLOSING PERSONALLY IDENTIFIABLE INFORMATION ABOUT STUDENTS, TO AUTHORIZE SUSPENSIONS OF UP TO 365 DAYS FOR STUDENTS WHO MAKE CERTAIN FALSE THREATS, PERPETUATE CERTAIN HOAXES, OR THREATEN AN ACT OF TERRORISM, AND TO MAKE EMERGENCY RESPONSE PLANS CONFIDENTIAL.* Adds new section GS 115C-391(d4), effective February 1, 2002, to allow suspension of a student for up to 365 days for (1) falsely reporting the presence on school property or at a school-sponsored event of a device, substance or material designed to cause injury, (2) perpetuating a hoax by placing or displaying on educational property or at an extracurricular activity any device, package, material or substance designed to cause others to believe that the device or substance is harmful, (3) threatening to commit an act of terrorism with the intent to disrupt a school activity, or (4) falsely reporting a threat of terrorism with the intention of disrupting a school activity. Makes other clarifying and technical changes.

HOUSE BILLS

H 1477. CONGRESSIONAL REDISTRICTING WRIGHT 3A. Intro. 11/5/01. House committee substitute makes the following changes to 1st edition. Creates Congressional districts as follows: Dist. 1—Bertie, Chowan, Edgecombe, Gates, Greene, Halifax, Hertford, Martin, Northampton, Pasquotank, Perquimans, Warren, Washington, and portions of Beaufort, Granville, Jones, Lenoir, Nash, Pitt, Vance, Wayne, and Wilson counties; Dist. 2—Franklin, Harnett, Johnston, Lee, and portions of Chatham, Cumberland, Nash, Sampson, Vance, and Wake counties; Dist. 3—Camden, Carteret, Currituck, Dare, Hyde, Onslow, Pamlico, Tyrrell, and portions of Beaufort, Craven, Jones, Lenoir, Nash, and Wilson counties; Dist. 4—Durham, Orange, and portions of Chatham and Wake counties; Dist. 5—Alexander, Ashe, Davie, Stokes, Surry, Watauga, Wilkes, Yadkin, and portions of Forsyth and Rockingham counties; Dist. 6—Moore, Randolph, and portions of Alamance, Davidson, Guilford, and Rowan counties; Dist. 7—Bladen, Brunswick, Columbus, New Hanover, Pender, Robeson, and portions of Cumberland, Duplin, Sampson, and Scotland counties; Dist. 8—Anson, Hoke, Montgomery, Richmond, Stanly, and portions of Cabarrus, Cumberland, Mecklenburg, and Union counties; Dist. 9—portions of Gaston, Mecklenburg, and Union counties; Dist. 10—Avery, Burke, Caldwell, Catawba, Cleveland, Lincoln, Mitchell, and portions of Gaston and Iredell counties; Dist. 11—Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Polk, Swain, Transylvania, Yancey, and portions of Rutherford counties; Dist. 12—portions of Cabarrus, Davidson, Forsyth, Guilford, Mecklenburg, and Rowan counties; Dist. 13—Caswell, Person, and portions of Alamance, Granville, Guilford, Rockingham, and Wake counties.

LEGISLATION ENACTED

SL 2001-458 (S 798). SENATE REDISTRICTING. *AN ACT TO ESTABLISH SENATORIAL DISTRICTS AND TO APPORTION SEATS IN THE SENATE AMONG DISTRICTS.* Summarized in *Daily Bulletin* 9/19/01. Enacted Nov. 13, 2001. Effective Nov. 13, 2001.

SL 2001-459 (H 1025). HOUSE REDISTRICTING. *AN ACT TO ESTABLISH HOUSE DISTRICTS.* Summarized in *Daily Bulletin* 10/10/01, 10/23/01, and 11/1/01. Enacted Nov. 13, 2001. Effective Nov. 13, 2001.

NEXT SESSIONS

HOUSE convenes Thursday, November 15, 2001 at 11:00 a.m.

SENATE convenes Friday, November 16, 2001 at 12:00 noon.

25: 2001/169

Daily Bulletin

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House Legislative Day 168 Vol. 2001, No. 169

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Thursday, November 15, 2001

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None

CALENDAR ACTION
November 15, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H1046 ELECTION CHANGES.	H	CONCURRED IN S/COM SUB
04-23-01, 11-13-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	REPTD UNFAV FOR CONC
	H	CAL PURSUANT RULE 36(B)
08-23-01, 09-19-01		
H1477 CONGRESSIONAL REDISTRICTING WRIGHT 3A.	H	AMEND FAILED #1
	H	PASSED 3RD READING
11-14-01		
S0178 ADULT CARE HOME ASSESMENT.	HA	AMEND ADOPTED #1
	H	PASSED 2ND & 3RD READING
03-29-01, 11-15-01		
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY.	HA	CONF REPORT ADOPTED
04-24-01, 05-29-01, 11-06-01, 11-08-01		

LOCAL BILLS

H0250 MIDLAND/LINDEN ANNEXATION/VALIDATION.	H	PASSED 2ND READING
11-13-01		
H0917 DURHAM HISTORIC PROPERTIES-2.	H	REPTD UNFAV FOR CONC
	H	CAL PURSUANT RULE 36(B)
10-03-01		

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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 178. ADULT CARE HOME ASSESSMENT. Intro. 2/19/01. House amendment makes the following changes to 2nd edition. Changes the two reporting dates from Nov. 1, 2001, to April 1, 2002, and April 1, 2002, to Nov. 1, 2002.

NEXT SESSIONS

Friday, November 16, 2001

HOUSE convenes at 10:00 a.m.

SENATE convenes at 12:00 noon.

GA
25: 2001/170

Daily Bulletin

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House Legislative Day 169 Vol. 2001, No. 170 Senate Legislative Day 162

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Friday, November 16, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
November 16, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0231 EDUCATION REVENUE ACT.                        H  FAILED CONCUR IN COM SUB
                                                    H  CONF COM APPOINTED
 08-23-01, 08-28-01, 08-30-01, 09-18-01, 09-27-01
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.           H  FAILED CONCUR IN COM SUB
                                                    H  CONF COM APPOINTED
 05-02-01, 09-10-01, 09-19-01, 09-20-01, 10-02-01
H0748 VEHICLE TAX CAP TRANSITION.                   S  REC FROM HOUSE
                                                    S  REF TO COM ON FINANCE
 11-13-01
H0948 REDEFINE "SPECIAL ABC AREA".                  S  CONF COM APPOINTED
 04-23-01, 04-26-01, 10-02-01
H1046 ELECTION CHANGES.                             H  RATIFIED
 04-23-01, 11-13-01
H1061 EXEMPT WATER RESALE FROM DRINKING WATER       H  FAILED CONCUR IN COM SUB
      ACT.                                          H  CONF COM APPOINTED
 10-03-01
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.      H  FAILED CONCUR IN COM SUB
                                                    H  CONF COM APPOINTED
 08-23-01, 09-19-01
H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.          S  CONF COM APPOINTED
 10-24-01, 10-25-01, 11-06-01
H1477 CONGRESSIONAL REDISTRICTING WRIGHT 3A.        S  REC FROM HOUSE
                                                    S  REF TO COM ON REDISTRICTING
 11-14-01
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#S0017 ELECTION REWRITE/BALLOTS AND VOTING — S PRES. TO GOV. 11/13/2001
S SIGNED BY GOV. 11/14/2001
SR CH. SL 2001-460
04-09-01, 07-17-01, 07-26-01, 08-08-01, 09-13-01, 10-29-01, 11-06-01

S0139 LOCAL FLEX. REGARDING CHARTER SCH. TEACHERS. — S PRES. TO GOV. 11/14/2001
03-21-01, 03-28-01, 06-20-01, 07-18-01

S0178 ADULT CARE HOME ASSESMENT. — S REC TO CONCUR IN H AMEND
S HELD BY SENATE
03-29-01, 11-15-01

#S0798 SENATE REDISTRICTING. — SR CH. SL 2001-458
09-19-01

S0826 CRIMINAL RECORD CHECK CHANGE/LONG-TERM CARE. — S PRES. TO GOV. 11/14/2001
04-19-01, 04-23-01, 07-10-01, 10-24-01

#S0833 POSSESSING FRAUDULENT ID TO GET LIQUOR. — S PRES. TO GOV. 11/13/2001
S SIGNED BY GOV. 11/14/2001
SR CH. SL 2001-461
04-23-01, 05-17-01, 05-29-01, 10-10-01, 10-17-01, 10-18-01

S0841 DOBBS YOUTH ACADEMY FUNDS. — HA AMEND ADOPTED #1,#3
H AMEND FAILED #2
H PASSED 2ND & 3RD READING
11-15-01, 11-16-01

S0881 WORKERS' COMP AWARDS FILED AS JUDGMENTS. — S REC TO CONCUR H COM SUB
S PLACED ON CAL FOR 11/19/2001
04-12-01, 11-06-01

S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY — H PASSED 2ND & 3RD READING
10-03-01, 10-25-01, 11-15-01

S0920 ENVIRONMENTAL TECHNICAL CORRECTIONS. — S RATIFIED
10-18-01, 10-22-01

S0968 NC NONAPPROPRIATED CAPITAL PROJECTS. — S RATIFIED
S PRES. TO GOV. 11/16/01
09-26-01, 10-18-01

S0970 GRAPE GROWERS COUNCIL FUNDS. — H PASSED 2ND & 3RD READING
08-22-01

S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES. — H PLACED ON CAL FOR 11/22/2001
04-18-01, 08-09-01, 11-14-01

LOCAL BILLS

H0250 MIDLAND/LINDEN ANNEXATION/VALIDATION. — H PASSED 3RD READING
11-13-01

H0883 TYRRELL OCCUPANCY TAX. — H PLACED ON CAL FOR 11/22/2001
10-08-01, 10-10-01, 11-06-01

H0917 DURHAM HISTORIC PROPERTIES-2. — H FAILED CONCUR IN COM SUB
H CONF COM APPOINTED
10-03-01

S0348 INCREASE CUMBERLAND OCCUPANCY TAX. — S REC TO CONCUR H COM SUB
S PLACED ON CAL FOR 11/19/2001
08-29-01, 10-23-01, 11-13-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 841. APPROPRIATIONS/MODIFICATIONS & OTHER CHANGES. Intro. 4/4/01. House committee substitute makes the following changes to 1st edition. Rewrites bill to make changes as title indicates, including. (1) from funds appropriated to the University of North Carolina system for genomics, bioinformatics, optoelectronics and photonics, directs $350,000 for fiscal years 2001-2002 and 2002-2003 to photonics research and directs $250,000 for each fiscal year to optoelectronics research. (2) To counties authorized under G.S. 161-31 to require payment of delinquent property taxes before recording deeds conveying property, adds Bertie, Carteret, Cleveland, Gaston, Halifax, Iredell, Martin, Person, Rockingham, Rowan and Washington counties. (3) For reports by the Dep't of Health and Human Services pursuant to sec. 21.60(g) of S.L. 2001-424, adds required report element on the number of children diverted from foster care. (4) From the General Fund, appropriates to the Dep't of Health and Human Services $246,762 for fiscal year 2001-2002 and $400,000 for fiscal year 2002-2003 for optional circumcision procedures for newborns eligible for Medicaid. (5) For Medicaid drug costs payable in accordance with sec. 21.19(a)(5) of S.L. 2001-424, adds a ceiling equal to the lesser of (a) 90% of the Average Wholesale Price for prescription drugs plus professional services fee, or (b) the Centers for Medicare and Medicaid Services Upper Limit plus professional services fee, or (c) the Maximum Allowable Cost pricing established by the Dep't of Health and Human services, plus professional services fee, or (d) the provider's charge to the general public. (6) Revises restrictions on use of funds appropriated to the Dep't of Health and Human Services for coordination of access to pharmaceutical company prescription drug programs to emphasize no-cost availability, to eliminate the requirement of consistency with other prescription drug assistance programs and to direct management of the project jointly by two offices within the Division of Public Health. (7) States legislative intent to appropriate funds, with interest, for the contribution to the Teachers' and State Employees' Retirement System that would have been made for the period Feb. 28 to June 30, 2001, but that was skipped. (8) Expands Governor's authority to establish rules relating to leaves of absence for federal and state military duty and special emergency management service of state employees and rewrites caption for Art. 9 of Ch. 127a of the General Statutes accordingly. (9) Delays effective date of sec. 32.24(c) of S.L. 2001-424, on the optional retirement system for the N.C. Community College system, to Jan. 1, 2003 (was, Jan. 1, 2002). (10) Directs Dep't of Crime Control and Public Safety to complete Phase 1 of floodplain mapping for the Cape Fear River basin by Dec. 30, 2002, and authorizes use of up to six million dollars from the Reserve for Disaster Relief to complete the project if federal funds are insufficient. Further authorizes use of up to three million dollars from the Reserve for Disaster Relief to begin Phase 2 of floodplain mapping for the Catawba and Yadkin River Basins. (11) If H 688 passes, appropriates from the General Fund to (a) the Dept' of Health and Human Services, Division of Public Health, $460,000 for fiscal year 2001-2002 and to the Division of Child Development, $2,100,000 for fiscal years 2001-2002 and 2002-2003 for child care voucher subsidy funds to pay child care expenses for minor children of needy families; (b) the Dep't of Agriculture and Consumer Services, Markets Division, $100,000 for fiscal year 2001-2002 or specialty foods marketing. (12) Directs the Legis. Research Comm'n to study the sale of advertising in official mailings and publications of the Division of Motor Vehicles. (13) Authorizes the Division of Motor Vehicles to issue short duration licenses for applicants who hold visas of limited duration

S 841. APPROPRIATIONS MODIFICATIONS & OTHER CHANGES. Intro. 4/4/01. House amendments make the following changes to 2nd edition. For funds appropriated to the University of North Carolina system and directed to research in genomics, bioinformatics, optoelectronics and photonics, directs funding for photonics to the "photonics research consortium." To list of counties authorized to require payment of delinquent taxes prior to recording deed conveyances, adds Union county.

S 907. ORGAN, EYE, AND TISSUE DONOR REGISTRY. Intro. 4/5/01. House committee substitute changes 3rd edition by amending G.S. 130A-404(b) to expand the priority list of people who may make an anatomical gift on behalf of the decedent when people in "prior classes" are unavailable, contrary indications from the decedent are absent, and actual notice of opposition by a member of the same or a prior class is absent. Adds a sixth priority class to include an individual who "has an established relationship with the decedent, who is acting in good faith on behalf of the decedent, and who can reliably convey the decedent's wishes." Establishes such individuals in priority below (1) the spouse, (2) an adult child, (3) either parent; (4) an adult sibling, and (5) a guardian of the

person of the decedent at the time of the decedent's death, but ahead of "any other person authorized or under obligation to dispose of the body."

LEGISLATION ENACTED

SL 2001-460 (S 17). ELECTION REWRITE/BALLOTS AND VOTING. *AN ACT TO REWRITE ARTICLE 13 AND ARTICLE 14 OF CHAPTER 163 OF THE GENERAL STATUTES, AS RECOMMENDED BY THE ELECTION LAWS REVISION COMMISSION; TO PERMIT THE USE OF CERTAIN GENDER TITLES ON THE BALLOT; TO GIVE THE COUNTY BOARD OF ELECTIONS FLEXIBILITY IN SETTING A BUFFER ZONE AROUND A VOTING PLACE, WITH A MINIMUM OF 25 FEET; AND TO MAKE CONFORMING CHANGES.* Summarized in *Daily Bulletin* 1/29/01, 4/9/01, 7/17/01, 7/26/01, 8/8/01, 9/13/01, and 10/29/01. Enacted Nov. 14 2001. Effective Jan. 1, 2002.

SL 2001-461 (S 833). POSSESSION/MANUFACTURE OF FRAUDULENT IDS. *AN ACT TO MAKE POSSESSION OR MANUFACTURE OF FRAUDULENT FORMS OF IDENTIFICATION AN OFFENSE, TO MAKE IT ILLEGAL TO POSSESS FRAUDULENT IDENTIFICATION WHILE ATTEMPTING TO ENTER THE PREMISES OF AN ALCOHOL PERMITTEE OR OBTAIN ALCOHOLIC BEVERAGES, AND TO AUTHORIZE THE DRIVERS LICENSE TECHNOLOGY FUND.* Summarized in *Daily Bulletin* 4/3/01, 4/24/01, 5/17/01, 5/29/01, 10/10/01, 10/17/01, and 10/18/01. Enacted Nov. 14, 2001. The electronic system to be established pursuant to Section 4 of this act shall not be operated by the Commissioner until such time as the Drivers License Technology Fund contains sufficient funds to meet the purposes of Section 4 of this act and only for so long as adequate funds are available to operate the electronic system. Sections 4 and 5 are effective Nov. 14, 2001. The remainder of this act is effective Dec. 1, 2001.

NEXT SESSIONS

HOUSE convenes Tuesday, November 20, 2001 at 12:00 noon.

SENATE convenes Monday, November 19, 2001 at 4:00 p.m.

25: 2001/172

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 170 Vol. 2001, No. 172 Senate Legislative Day 164

Tuesday, November 20, 2001

N.C. DOCUMENTS CLEARINGHOUSE
NOV 2 1 2001
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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
November 20, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0599 REVISE CONSUMER FINANCE ACT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 11/27/2001
04-05-01, 04-23-01, 10-02-01		
H0748 VEHICLE TAX CAP TRANSITION.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 11/27/2001
11-13-01, 11-20-01		
H1019 SEPTAGE MGT/ON-SITE WASTEWATER/ LIABILITY.	S	REPTD FAV
	S	PLACED ON CAL FOR 11/27/2001
04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01		
H1389 RETIRED MAGISTRATES BILL.	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
11-13-01, 11-20-01		
H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 11/26/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 11/20/2001
	SA	CONF REPORT ADOPTED
10-24-01, 10-25-01, 11-06-01, 11-20-01		
H1472 BIOLOGICAL AGENTS REGISTRY.	S	REPTD FAV
	S	PLACED ON CAL FOR 11/20/2001
	S	PASSED 2ND & 3RD READING
	H	RATIFIED
11-06-01		

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S0178 ADULT CARE HOME ASSESMENT. S CONCURRED IN H AMEND #1
03-29-01, 11-15-01
S0748 BILL LEE ACT CHANGES-AB. S CONCURRED ON 3RD READING
S RATIFIED
09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01, 10-18-01, 10-25-01, 10-29-01, 11-06-01
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY. S RATIFIED
04-24-01, 05-29-01, 11-06-01, 11-08-01
S0881 WORKERS' COMP AWARDS FILED AS JUDGMENTS. S RATIFIED
04-12-01, 11-06-01
S0970 GRAPE GROWERS COUNCIL FUNDS. S RATIFIED
08-22-01
S1054 JUDICIAL CAMPAIGN REFORM ACT. S AMEND FAILED #1
S AMEND FAILED #2
S PASSED 3RD READING
09-10-01, 11-13-01

LOCAL BILLS

H0250 MIDLAND/LINDEN ANNEXATION/VALIDATION. S REPTD FAV
S PLACED ON CAL FOR 11/27/2001
11-13-01
H0865 CALABASH ANNEXATION/HOLDEN BEACH. S REPTD FAV COM SUBSTITUTE
SA COM SUBSTITUTE ADOPTED
S PLACED ON CAL FOR 11/27/2001
10-30-01, 11-20-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

HOUSE BILLS

H 748. VEHICLE TRANSITION/PREMIUMS TAX/PREPARED FOOD. Intro. 3/22/01. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO PROVIDE TRANSITIONAL PROVISIONS FOR THE REPEAL OF THE HIGHWAY USE TAX CAP ON NONCOMMERCIAL MOTOR VEHICLES, TO TEMPORARILY MODIFY THE TAXATION OF HMOS AND MEDICAL SERVICE CORPORATIONS, AND TO CLARIFY THE SALES TAX EXEMPTION FOR PREPARED FOOD.* Repeals provisions of 2001 Appropriations Act (S.L. 2001-424) relating to tax rates for various corporations. Changes tax rate for Art. 65 corporations and HMOs from 0.833% to 1.1% effective for tax years beginning on and after Jan. 1, 2003, and establishes rules for making estimated payments of these taxes for 2003. For tax years beginning on and after Jan. 1, 2004, establishes tax rates for Art. 65 corporations and HMOs of 1%. Effective Jan. 1, 2002, amends GS 105-164.13B, as amended by S.L. 2001-347 (Uniform Sales and Use Tax Administration Act) to exempt certain items from the tax if they would be exempt if purchased under the food stamp program, and makes technical changes to that provision.

H 865. CALABASH ANNEXATION/HOLDEN BEACH. Intro. 3/29/01. Senate committee substitute makes the following changes to 2nd edition. Changes title by adding the following: *AND TO PROVIDE ADDITIONAL PROCEDURES FOR STREET AND SIDEWALK ASSESSMENTS IN THE TOWN OF OCEAN ISLE BEACH.* Amends the Charter of the Town of Ocean Isle Beach by adding several new sections. The new provisions authorize the town board to order street improvements and assess the total costs of the improvements against abutting property. These provisions allow the board to act without a petition if the street improvement project does not exceed a certain length and if the board finds that the improvement project is in the public interest and entails alleviating a safety hazard, joining streets, or widening streets. The new sections also allow the town board, without a petition, to order sidewalk improvements or repairs and assess the associated costs against

abutting property. Finally, the provisions require the town board to comply with the procedures set forth in Article 10 of Chapter 160A in making the authorized assessments.

H 1389. RETIRED MAGISTRATES BILL. Intro. 4/26/01. Senate amendment makes the following changes to 2nd edition. Changes title to *A BILL TO BE ENTITLED AN ACT AUTHORIZING THE DIVISION OFMOTOR VEHICLES TO ISSUE A SPECIAL REGISTRATION PLATE FOR RETIRED MAGISTRATES AND FOR RECIPIENTS OF THE COMBAT INFANTRY BADGE.* Amends GS 20-79.4(b) by creating a new sub-section (9a), which allows the issuance of special motor vehicle registration plates for recipients of the Combat Infantry Badge. Provides that DMV may not issue this type of plate unless it has received 300 or more applications for it.

H 1468. CERTAIN WEAPONS OF MASS DESTRUCTION. Intro. 10/18/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Amends proposed new GS 14-288.21(c) to further define biological weapons as an agent that is a microorganism, virus, bacterium, fungus, rickettsia, or toxin, or any genetically modified elements or microorganisms that are listed in referenced parts of Title 42, Code of Federal Regulations.

Note: The next issue of the *Daily Bulletin* will be published on Monday, November 26.

NEXT SESSIONS

HOUSE convenes Thursday, November 22, at 10:00 a.m.

SENATE convenes Friday, November 23, at 10:00 a.m.

25.2001/173

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 172 Vol. 2001, No. 173 Senate Legislative Day 166

Monday, November 26, 2001

BILLS INTRODUCED TODAY

NONE

CALENDAR ACTION

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

November 22, 2001

NONE

November 23, 2001

PUBLIC BILLS

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S0748 BILL LEE ACT CHANGES-AB.                    S  PRES. TO GOV. 11/21/2001
 09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01, 10-18-01,
10-25-01, 10-29-01, 11-06-01
S0774 PUBLIC ENTERPRISE CUSTOMER BILLING          S  PRES. TO GOV. 11/21/2001
      PRIVACY.
 04-24-01, 05-29-01, 11-06-01, 11-08-01
S0881 WORKERS' COMP AWARDS FILED AS JUDGMENTS.    S  PRES. TO GOV. 11/21/2001
 04-12-01, 11-06-01
S0970 GRAPE GROWERS COUNCIL FUNDS.                S  PRES. TO GOV. 11/21/2001
 08-22-01
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November 26, 2001

PUBLIC BILLS

H1389 RETIRED MAGISTRATES BILL.	H	REC TO CONCUR S COM SUB
	H	COM SUB RULED MATERIAL
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 11/27/2001
11-13-01, 11-20-01		
H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.	HA	CONF REPORT ADOPTED
10-24-01, 10-25-01, 11-06-01, 11-20-01		
S0178 ADULT CARE HOME ASSESMENT.	S	RATIFIED
03-29-01, 11-15-01		
S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY	S	PLACED ON CAL FOR 11/27/2001
10-03-01, 10-25-01, 11-15-01		
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	H	POSTPONED TO 11/27/2001
04-18-01, 08-09-01, 11-14-01		
S1054 JUDICIAL CAMPAIGN REFORM ACT.	H	REC FROM SENATE
	H	REF TO THE COM ON ELECTION LAW AND CAMPAIGN FINANCE REFORM AND, IF FAVORABLE, TO THE COM ON FINANCE
09-10-01, 11-13-01		

LOCAL BILLS

H0883 TYRRELL OCCUPANCY TAX.	H	CONCURRED IN S AMEND
10-08-01, 10-10-01, 11-06-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

NONE

LEGISLATION ENACTED

SL 2001-467 (H 898). STATE EMPLOYEE FEDERAL REMEDY RESTORATION ACT. *AN ACT TO ENACT THE STATE EMPLOYEE FEDERAL REMEDY RESTORATION ACT.* Summarized in *Daily Bulletin* 3/29/01, 4/18/01, 4/24/01, and 10/17/01. Enacted Nov. 19, 2001. Effective Oct. 1, 2001.

Correction: The summary of the Senate Committee Substitute for H 865, published in the Daily Bulletin of 11-20-01, should have stated that the bill also includes the towns of Atlantic Beach and Emerald Isle in the eminent domain provisions of S.L. 2001-36.

NEXT SESSIONS

November 27, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 12:00 p.m.

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25! 2001/174

Daily Bulletin

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House Legislative Day 173 Vol. 2001, No. 174 Senate Legislative Day 167

Tuesday, November 27, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
November 27, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0110 VARIOUS NEW SPECIAL LICENSE PLATES        H  CONF COM REPORTED
                                                H  CONF HELD AS MATERIAL
                                                H  PLACED ON CAL FOR 11/28/2001
                                                S  CONF COM REPORTED
                                                S  PLACED ON CAL FOR 11/28/2001
 05-17-01, 09-17-01, 09-18-01, 09-19-01, 11-27-01
H0338 TECHNICAL CORRECTION ACT.                 S  REPTD FAV COM SUBSTITUTE
                                                SA COM SUBSTITUTE ADOPTED
                                                S  RE-REF COM ON FINANCE
                                                S  RE-REF COM ON PENSIONS &
                                                   RETIREMENT AND AGING
 04-24-01, 04-25-01, 11-27-01
H0599 REVISE CONSUMER FINANCE ACT.              S  WITHDRAWN FROM CAL
                                                S  PLACED ON CAL FOR 11/28/2001
 04-05-01, 04-23-01, 10-02-01
H0748 VEHICLE TRANSITION/PREMIUMS TAX           S  PASSED 2ND READING
      PREPARED FOOD.                            SA AMEND ADOPTED #1
                                                S  HELD AS MATERIAL
                                                S  PLACED ON CAL FOR 11/28/2001
 11-13-01, 11-20-01, 11-27-01
H1019 SEPTAGE MGT/ON-SITE WASTEWATER/           SA AMEND ADOPTED #1
      LIABILITY.                                S  PASSED 2ND READING
 04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01, 11-27-01
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H1268 CAMA-HISTORICALLY URBAN AREAS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
11-27-01		
H1389 RETIRED MAGISTRATES BILL.	H	PASSED 2ND READING
11-13-01, 11-20-01		
H1468 CERTAIN WEAPONS OF MASS DESTRUCTION.	H	RATIFIED
10-24-01, 10-25-01, 11-06-01, 11-20-01		
S0178 ADULT CARE HOME ASSESMENT.	S	PRES. TO GOV. 11/27/2001
03-29-01, 11-15-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 11/28/2001
09-20-01, 09-25-01		
S0721 OCCUPATIONAL LICENSING FEES & PER DIEM CHANGES.	S	PLACED ON CAL FOR 11/28/2001
10-22-01, 10-30-01		
S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY	S	CONCURRED IN H/COM SUB
10-03-01, 10-25-01, 11-15-01		
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	HA	AMEND ADOPTED #1,#2,#4,#3
	H	PASSED 2ND & 3RD READING
04-18-01, 08-09-01, 11-14-01, 11-27-01		

LOCAL BILLS

H0250 MIDLAND/LINDEN ANNEXATION/VALIDATION.	S	PASSED 2ND READING
11-13-01		
H0865 CALABASH ANNEXATION/HOLDEN BEACH.	S	PASSED 2ND READING
10-30-01, 11-20-01		
H0883 TYRRELL OCCUPANCY TAX.	H	RATIFIED
10-08-01, 10-10-01, 11-06-01		
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.	S	CONF COM APPOINTED
08-29-01, 10-23-01, 11-13-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 990. NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES. Intro. 4/5/01. House amendments make the following changes to 4th edition. Add provision concerning student surveys that is substantially similar to H 568, digested in Bulletin No. 27, p. 11. Add new GS 132.1.6 to provide that emergency response plans adopted by UNC constituent institution or community college and records concerning planning and development of these plans are not public records under GS 132-1 and are not subject to inspection and examination under GS 132-6.

HOUSE BILLS

H 110. VARIOUS NEW SPECIAL LICENSE PLATES. Intro. 2/14/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Agrees to provisions of Fourth Edition Engrossed 9/19/01 with following amendments. Changes title by replacing reference to special registration plates for "Blue Ridge Parkway Foundation" with reference to "Save the Sea Turtles." Amends GS 20-79.4(b) to add special registration plate for "Save the Sea Turtles" and sets additional fee at $20; sets out distribution of fees and minimum number of applications (300) for plate to be developed. Sets additional fee for "V Foundation for Cancer Research Division" plate at $25. Deletes provision for state attraction plate for Blue Ridge Parkway Foundation. Deletes proposed new GS 20-183A (duties of law enforcement officers when citing or arresting person claiming diplomatic immunity). Amends GS 20-37.20, effective at earliest practical date, but no later than Jan. 1, 2003, to

require Division of Motor Vehicles to notify US Dep't of State within 15 days after it receives one or more of following reports for holder of driver's license issued by US Dep't of State: (1) report of conviction for violating state law or local ordinance concerning motor vehicle traffic control other than parking violation; or (2) report of civil revocation order.

H 338. 2001 TECHNICAL CORRECTIONS. Intro. 3/1/01. Senate committee substitute makes the following substantive changes to 3rd edition. Amends GS 62A-22(a)(4) to provide that State Chief Information Officer rather than Sec'y of Commerce sits on Wireless 911 Board and serves as its chairman to conform to transfer of Board from Dep't of Commerce to Office of Governor. Deletes ginseng from list of plants in GS 14-129 for which it is Class 3 misdemeanor to take from another's land and modifies GS 106-202.19, which includes ginseng under Plant Protection and Conservation Act, so that greater punishment provided in GS 14-79 for larceny of ginseng controls. Amends GS 15A-266.4 to add common law robbery and first degree arson to crimes for which convicted defendant must have blood sample taken for DNA analysis. Conforms references to Division of Adult Probation and Parole to new name of Division of Community Corrections. Amends GS 18B-901(c), setting out factors considered in issuing ABC permit, to clarify that in determining the distance between the establishment and a church or school, the distance measured is from "any principal entrance." Amends GS 18B regarding wine growers to provide that it applies to persons who grow berries and other fruits as well as grapes. Amends GS 20-4.01 to define Gross Vehicle Weight Rating (GVWR) from the value specified by the manufacturer as the maximum loaded weight of a vehicle to the maximum loaded weight a vehicle is capable of safely handling and amends GS 20-63 to require plate for vehicle licensed for 7,000 to 26,000 pounds to bear word "weighted" Amends GS 20-118.1 to require vehicles having GVWR of 10,001 or more pounds or vehicles transporting hazardous materials to enter weigh station. Amends GS 20-4.01 to delete from definition of vehicle, a mobility enhancement device that is limited by design to 15 miles per hour. Amends GS 20-39.1 to provide that Dep't of Crime Control and Public Safety is eligible to receive confidential license plates. Amends GS 24-1.1 to clarify how and when new provisions requiring lenders to provide borrowers with amortization information apply. Amends GS 44-49 to provide that law regarding perfecting of liens by hospitals applies to state entities as well as other providers of hospital services. Amends GS 51-2 to delete requirement that parental consent of 16 or 17 year old to marry must be acknowledged before notary public or signed in presence of register of deeds. Amends GS 54-109.57 and 54C-166 to clarify that joint owners of payable on death bank account may individually or jointly withdraw money from the account. Makes numerous conforming changes to SL 2001-387 Business Entity Changes. Deletes provision in GS 74C-3 exempting from definition of "courier service profession" persons operating courier service under motor carrier certificate issued by NC Utilities Comm'n and amends GS 74C-8 to allow director to issue temporary protective services license. Amends GS 105-164.44F to provide a tax distribution to cities served by a telephone membership corporation (SL 2001-430 adds new provision requiring taxation of previously untaxed telephone membership corporations). Amends GS 105-187.6 to exempt from taxation transfer of title of motor vehicle to one or more of the same co-owners to reflect removal from title of one of co-owners when no consideration is given for transfer. Amends GS 110-136.5 to allow notice of child support wage withholding to employer to be served by Rule 5 instead of Rule 4 in non-IV-D cases to conform to recent change in service of IV-D cases. Amends GS 115C-391 to allow superintendent as well as school board to suspend student who makes bomb threat. Amends GS 120-36.8 to require Research Division instead of Fiscal Research Division of General Assembly to prepare certification for proposed legislation that implements federal law or that is required to receive federal funds. Amends GS 126-5 to exempt from State Personnel Act employees of State Health Plan. Amends GS 128-26 to remove cap for amount of sick leave that may be applied towards retirement for local government employees, which conforms to change made for state employees. Adds definition of therapeutic foster home to GS 131D-10.2. Amends GS 143-661 to expand membership of Criminal Justice Information Network Governing Board by one and directs that the Governor appoint a representative of the Division of Motor Vehicles to fill the additional position. Shifts deferred prosecution, community service restititution, and volunteer program for offenders from Dep't of Crime Control and Public Safety to Dep't of Correction as required by budget bill. Amends GS 162-33 to require sheriff's approval before prisoners are allowed to procure necessaries and to eliminate authority for prisoners to provide own bedding, linen, and clothing. Amends GS 163-278.10A to eliminate requirement that campaign reports be notarized. Makes following changes to budget bill: (1) Adds section to TANF block grant to ensure that cash assistance payments to all eligible families throughout 2001-2002 are made: (2) amends provision that creates Office of Policy and Planning in Dep't of Health and Human Services to provide that professional and supervisory employees in policy rather than all employees are exempt from State Personnel Act; (3) provides that membership of "More at Four Pre-K Task Force" must include representatives of NC Partnership for Children, Inc.; (4) authorizes Judicial Dep't to

provide technical assistance and seek non-state funds for family drug treatment court in Judicial District 3B as well as 28; (5) provides that $800,000 appropriated to Dep't of Transportation for railroad bridge replacements be put in reserve for track maintenance and signal improvements to North Carolina Railroad; and (6) delays effective date of Optional Retirement Program for Community College Presidents from Jan. 1, 2002, to Jan. 1, 2003. Amends S 748 if it becomes law (Bill Lee Act Changes presented to Governor) to reduce megawatt-hour volume threshold for determining tax rates for electricity received by industries effective January 1, 2002, and to eliminate the role of Dep't of Commerce in certifying applications for credits for business activities occurring on or after Jan. 1, 2002. Authorizes Dep't of Transportation to spend funds to help with celebration of the 100th Anniversary of Wright Brothers' Flight.

H 748. VEHICLE TRANSITION/PREMIUMS TAX/PREPARED FOOD. Senate amendment was unavailable at press time and will be summarized in the *Daily Bulletin* of Nov. 28.

H 1019. SEPTAGE MGT./ON-SITE WASTEWATER SYSTEM APPROVAL. Intro. 4/9/01. Senate amendment makes the following changes to 8th edition. Changes title to *AN ACT TO AMEND THE LAWS GOVERNING THE SEPTAGE MANAGEMENT PROGRAM AND TO INCREASE CERTAIN PERMIT FEES UNDER THAT PROGRAM, AND TO IMPROVE THE PROCESS BY WHICH ON-SITE SUBSURFACE WASTEWATER DISPOSAL SYSTEMS ARE APPROVED AND TO ESTABLISH A SCHEDULE OF FEES APPLICABLE TO APPROVAL OF THOSE SYSTEMS, AND TO REQUIRE THAT ENVIRONMENTAL HEALTH SPECIALIST BE COVERED UNDER THE STATE'S EXCESS LIABILITY INSURANCE POLICY.* Adds provision that Public Officers and Employees Liability Insurance Comm'n in Dep't of Insurance must have professional liability insurance coverage for local health dep't sanitarians defended by the state. For insurance purposes only, these sanitarians are considered to be employees of the Dep't of Environment and Natural Resources.

H 1268. CAMA/MODIFY ESTUARINE BUFFER EXEMPTION/GRANTS. Intro. 4/12/01. Senate committee substitute makes the following changes to 1st edition. Completely rewrites bill and changes title to *AN ACT TO MODIFY CERTAIN EXEMPTIONS TO THE THIRTY-FOOT BUFFER REQUIREMENT ALONG PUBLIC TRUST AND ESTUARINE WATERS AND TO PROVIDE THAT FUNDS NECESSARY TO PAY PLANNING GRANTS MADE UNDER THE COASTAL AREA MANAGEMENT ACT OF 1974 MAY BE CARRIED FORWARD TO THE NEXT FISCAL YEAR.* Section 1 sets out criteria for exemption from thirty-foot buffer requirement along public trust and estuarine waters, and provides that Coastal Resources Comm'n may grant variance from criteria under GS 113A-120.1. Sets out Comm'n's authority to adopt temporary rule to incorporate criteria; if Comm'n adopts temporary rule, Section 1 of act expires when rule becomes effective. Authorizes Environmental Review Comm'n to study standards for grant of variances under GS 113A-120.1, and comm'n may report findings and recommendations, if any, to 2002 legislative session. Amends GS 113A-112 to provide that Sec'y of Environment and Natural Resources may condition payment of grant on completion of local plan or management program and may pay grant in installments based on satisfactory completion of specific elements of plan or program and on approval by Coastal Resources Comm'n. Of funds appropriated to dep't to make grants, dep't may carry forward to next fiscal year funds in amount necessary to pay grants awarded or extended in any fiscal year.

LEGISLATION ENACTED

SL 2001-468 (H 883). TYRRELL OCCUPANCY TAX. *AN ACT TO AUTHORIZE TYRRELL COUNTY TO LEVY A ROOM OCCUPANCY AND TOURISM DEVELOPMENT TAX.* Summarized in *Daily Bulletin* 3/29/01, 10/8/01, 10/10/01, and 11/6/01. Enacted Nov. 27, 2001. Effective Nov. 27, 2001.

NEXT SESSIONS

Wednesday, November 28, 2001

HOUSE convenes at 3:00 p.m.

SENATE convenes at 11:30 a.m.

25:2001/175

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 174 Vol. 2001, No. 175 Senate Legislative Day 168

Wednesday, November 28, 2001

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STATE LIBRARY OF NORTH CAROLINA
RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
November 28, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0072 EXTEND VEHICLE PROPERTY TAX REFUND DEADLINE.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
11-28-01		
H0110 VARIOUS NEW SPECIAL LICENSE PLATES	SA	CONF REPORT ADOPTED
	H	CONF REPORT ADOPTED 2ND
05-17-01, 09-17-01, 09-18-01, 09-19-01, 11-27-01		
H0253 CERTAIN MANUFACTURED HOMES REAL PROPERTY.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 11/28/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 11/29/2001
03-21-01, 10-03-01, 10-04-01, 10-17-01, 11-28-01		
H0338 TECHNICAL CORRECTION ACT.	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADPT & ENGROSS
	S	RE-REF COM ON PENSIONS & RETIREMENT AND AGING
	S	REPTD FAV AS AMENDED
	SA	COM AMEND ADPT & ENGROSS
04-24-01, 04-25-01, 11-27-01, 11-28-01		
H0599 REVISE CONSUMER FINANCE ACT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 12/4/2001
04-05-01, 04-23-01, 10-02-01		
H0748 VEHICLE TRANSITION/PREMIUMS TAX PREPARED FOOD.	S	PASSED 2ND READING
11-13-01, 11-20-01, 11-27-01		

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H0948 REDEFINE "SPECIAL ABC AREA".	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 11/28/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 11/29/2001
04-23-01, 04-26-01, 10-02-01, 11-28-01		
H1019 SEPTAGE MGT/ON-SITE WASTEWATER/ LIABILITY.	S	PASSED 3RD READING
04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01, 11-27-01		
H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 11/29/2001
04-26-01, 10-02-01, 11-28-01		
H1268 CAMA/MODIFY ESTUARINE BUFFER EXEMPTION/ GRANTS.	S	PASSED 2ND & 3RD READING
	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
11-27-01		
H1389 RETIRED MAGISTRATES BILL.	H	CONCURRED ON 3RD READING
11-13-01, 11-20-01		
H1427 AMEND USE VALUE STATUTES.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 11/28/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 11/29/2001
08-22-01, 09-04-01, 10-04-01, 11-28-01		
H1477 CONGRESSIONAL REDISTRICTING WRIGHT 3A.	S	REPTD FAV
	S	PLACED ON CAL FOR 11/28/2001
	S	PASSED 2ND & 3RD READING
	H	RATIFIED
11-14-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 12/3/2001
09-20-01, 09-25-01		
S0721 OCCUPATIONAL LICENSING FEES & PER DIEM CHANGES.	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
	H	CONF COM APPOINTED
10-22-01, 10-30-01		
S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY	S	RATIFIED
10-03-01, 10-25-01, 11-15-01		
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 11/29/2001
04-23-01, 06-04-01, 06-07-01, 11-28-01		
S0914 AMEND LAW REGARDING SCHOOL CONSTRUCTION PROJECTS	H	AMEND FAILED #1
	HA	AMEND ADOPTED #2
	H	PASSED 2ND READING
04-24-01, 11-27-01, 11-28-01		
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 11/29/2001
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 11/28/2001
	S	FAILED CONCUR IN COM SUB
04-18-01, 08-09-01, 11-14-01, 11-27-01		
S1038 PUBLIC RIGHT-OF-WAY DECLARATION.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 11/29/2001
04-25-01, 11-28-01		

LOCAL BILLS

H0250 MIDLAND/LINDEN ANNEXATION/VALIDATION.	S	PASSED 3RD READING
	H	RATIFIED
11-13-01		
H0865 CALABASH ANNEXATION/HOLDEN BEACH.	S	PASSED 3RD READING
	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	COM SUB RULED MATERIAL
	H	PLACED ON CAL FOR 11/29/2001
10-30-01, 11-20-01		
S0046 MONROE PREPARED FOOD TAX.	H	WITHDRAWN FROM CAL
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
10-02-01		
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.	H	CONF COM APPOINTED
08-29-01, 10-23-01, 11-13-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 914. PUBLIC CONSTRUCTION LAW CHANGES. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO PROVIDE FOR CONSTRUCTION FLEXIBILITY FOR PUBLIC ENTITIES BY ALLOWING THE USE, WITHOUT LIMITATION, OF SEPARATE-PRIME CONTRACTING, SINGLE-PRIME CONTRACTING, DUAL BIDDING, CONSTRUCTION MANAGER AT RISK, AND ALTERNATIVE CONTRACTING METHODS AUTHORIZED BY THE STATE BUILDING COMMISSION; TO ENHANCE AND IMPROVE GOOD FAITH EFFORTS TO RECRUIT AND SELECT MINORITY BUSINESSES FOR PARTICIPATION IN PUBLIC CONSTRUCTION CONTRACTS; TO INCREASE THE MANDATORY PERFORMANCE AND PAYMENT BOND THRESHOLD FOR PUBLIC CONSTRUCTION PROJECTS; TO PROVIDE FOR CONSTRUCTION AND DESIGN SUPERVISORY AUTHORITY FOR PROJECTS UP TO TWO MILLION DOLLARS FOR THE UNIVERSITY OF NORTH CAROLINA UNTIL DECEMBER 31, 2006; TO PROVIDE FOR EFFICIENCIES IN THE PLAN REVIEW PROCESS FOR PUBLIC BUILDINGS; TO PROMOTE ENERGY EFFICIENCY IN STATE-OWNED BUILDINGS; AND TO AMEND THE LAW GOVERNING LANDSCAPE ARCHITECTURE.* Deletes amendments pertaining to public school construction projects and substitutes an entirely new bill that includes provisions substantially similar to the provisions of H 623 (introduced 3/15/01) (1) pertaining to construction management services; (2) allowing public entities to use separate-prime contracting, single-prime contracting, dual bidding, construction manager at risk, and alternative contracting methods (but deletes provision permitting combining of contracts in different branches when cost of work in one branch is estimated to be less than $25,000, and adds provisions requiring separate-prime and single-prime contracts to be awarded to the lowest responsible, responsive bidders, taking into consideration quality, performance, time, and compliance with minority business participation goals); (3) raising the minimum cost thresholds that trigger the requirements for competitive bidding under G.S. 143-129 for architect services under G.S. 133-1.1, for performance bonds under G.S. 44A-26, and for fee negotiations and special procedures under G.S. 116.31.11; (4) exempting certain projects of The University of North Carolina from some of the architecture and engineering requirements of G.S. 143-341(3); (5) amending the exemptions from the certificate of compliance requirement in G.S. 133-1.1(d); and (6) expanding the rulemaking authority of the State Building Commission. Also incorporates the provisions of H 623 relating to energy efficiency in state buildings. Amends the definition of "landscape architecture or the practice of landscape architecture." at G.S. 89A-1(3) to include more detailed activities.

Rewrites provisions on minority business participation in building projects, deleting G.S. 143-128(f) and enacting new G.S. 143-128.2, but maintains 10% goal for participation by minority businesses in the total value of

work for each state building project. Includes building projects done by a private entity on a facility to be leased or purchased by the state, and imposes 10% goal on local government building projects funded by state money, where the project cost is $100,000 or more. Permits a local government to use a different verifiable goal that is adopted prior to Dec. 1, 2001, if there is strong justification to use that goal. Requires bidders to identify on their bids the minority businesses that they will use. Directs public entities to develop and implement a minority business participation outreach plan and to require bidders to undertake specified good faith efforts (with points awarded for each effort) to contact, negotiate, and work with minority businesses. New G.S. 143-128.1, which addresses construction management services, requires the public entity contracting with the construction manager to approve the construction manager's plan for compliance with the minority business participation statute prior to soliciting bids for the project's first-tier subcontractors. The construction manager at risk must consider compliance with this minority business participation statute when awarding bids.

Provisions specifically applicable to The University of North Carolina become effective July 1, 2001, and expire December 31, 2006. Except for the sections pertaining to energy efficiency in state buildings, landscape architecture changes (both effective when bill becomes law), and an amendment to G.S. 58-31-40 (effective March 1, 2002), all provisions are effective January 1, 2002, and apply to construction projects for which bids or proposals are solicited on or after that date.

S 914. PUBLIC CONSTRUCTION LAW CHANGES. Intro. 4/5/01. House amendment makes the following changes to 3rd edition. Amends the minority business participation provisions to require each bidder (was, only lowest responsible bidder) to submit with their bid documentation of good faith efforts to recruit and select minority businesses for participation in the contract. Also requires good faith documentation and a minority utilization plan be submitted in each proposal for construction managers at risk and alternative bidding projects. Requires minority business participation goals adopted by local governments to apply to water, sewer, and landscape projects where no building is being erected or repaired.

S 1038. PUBLIC RIGHT-OF-WAY DECLARATION. Intro. 4/5/01. House committee substitute makes the following changes to 2nd edition. New title reads *AN ACT TO AUTHORIZE LANDOWNERS TO INITIATE A SPECIAL PROCEEDING TO CLARIFY THE EXISTENCE OF A RIGHT-OF-WAY OPEN TO THE PUBLIC ADJACENT TO THEIR PROPERTY WHEN THE PUBLIC RECORDS ARE UNCLEAR CONCERNING THE ACTUAL EXISTENCE OF THE RIGHT-OF-WAY AND TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO CONDEMN LAND FOR SECONDARY ROAD PAVING OR MAINTENANCE PROJECTS WHEN SEVENTY-FIVE PERCENT OF THE ADJACENT LANDOWNERS AGREE TO PROVIDE NECESSARY RIGHT-OF-WAY FOR THE PROJECT.* Amends G.S. 136-96.1 to permit the clerk of court to issue an order declaring a right-of-way to be dedicated to the public use upon finding that (1) the landowners of the lots constituting two-thirds of the land abutting the right-of-way join in the action, (2) the right of way is depicted on an unrecorded map, plat, or survey, (3) the right-of-way has been actually open and used by the public, and (4) at least one recorded deed recites the existence of the right-of-way. Amends G.S. 136-44.7 to provide that the Dep't of Transportation may acquire a right-of-way in order to pave a secondary road or undertake a maintenance project if after six months of unsuccessful negotiation with one or more property owners at least 75 percent of the property owners adjacent to the project and the owners of 75 percent of the road frontage adjacent to the project have dedicated the necessary property and provided the funds required to cover the cost of the condemnation proceedings to acquire the remaining property. Deletes provisions of 2nd edition.

HOUSE BILLS

H 72. MODIFY VEHICLE TAX REFUND & TAX CAP. Intro. 2/8/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO EXTEND THE DEADLINE FOR APPLYING FOR A RELEASE OR REFUND OF PROPERTY TAXES AFTER THE OWNER HAS SURRENDERED THE VEHICLE LICENSE PLATE, AND TO CAP THE HIGHWAY USE TAX ON CERTAIN RECREATIONAL VEHICLES AT $1,500 PER VEHICLE.* Current GS 105-330.6(c) requires that a vehicle owner who has surrendered the registration plate and met certain other conditions may obtain a prorated refund of the property taxes on that vehicle, but only if evidence of the surrender is presented to the county tax collector within 120 days of the date of surrendering the plate. This act would increase the allowable time period to 1 year after the date of surrendering the plate, and this change is effective when the act becomes law. Effective Oct. 1, 2001, the act amends GS 105-187.3(a), as amended by sec. 34.24 of S.L. 2001-424 (the Appropriations Act), to provide that the maximum

highway use tax on a recreational vehicle $1,500. GS 105-187.1 is amended to define a "recreational vehicle" as a motorized or towable vehicle that combines transportation and temporary living quarters for travel, recreation, and camping. Makes conforming and technical changes.

H 253. CERTAIN MANUFACTURED HOMES REAL PROPERTY. Intro. 2/26/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Deletes provision repealing Ch. 204, 1991 Session Laws, the effect of which would have been to make the general law of subdivision regulation applicable in Pender County and changes title of act to reflect that deletion.

H 338. 2001 TECHNICAL CORRECTIONS. Intro. 3/1/01. Senate amendments make the following changes to 4th edition. Amend the proposed changes to the William S. Lee Quality Jobs and Expansion Act (S 748) to make clear that a qualifying taxpayer must submit an application for any tax credit earned with the next return filed by the taxpayer unless the return is an amended return. Amend the Appropriations Act (S.L. 2001-424) to (1) return the Community Service Work program from the Department of Correction to the Department of Crime Control and restore the position eliminated by the transfer, (2) establish an additional position of Law Enforcement Program Specialist and (3) appropriate $65,968 for the 2001-02 fiscal year and $131,936 for the 2002-03 fiscal year to fund the positions authorized. Add provision to the Budget Act to permit the State Board of Education to disburse funds for grants to local school administrative units if the State Auditor fails to complete the audit of ExplorNet, Inc. before March 15, 2002. Make changes to G.S. 122C-117 to permit an area mental health authority to coordinate with Treatment Accountability for Safer Communities to provide services to criminal justice clients. Amend G.S. 143B-148 to provide that appointees to the Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services serve two-year terms and not be appointed to serve more than three consecutive terms. Change G.S. 136-44 to authorize the Department of Transportation to maintain the grounds surrounding the grave of Governor Samuel Ashe. Amend G.S. 135-39.5 to authorize the Executive Administrator of the Teachers' and State Employees' Comprehensive Plan to establish a pilot program, in counties that have at least 10,000 Plan enrollees, to measure the potential cost savings and improvements in patient care available through local, provider-driven medical management. Add new provision to G.S. 143-48.3 to require the Department of Administration to consult with the Joint Legislative Commission on Governmental Operations before expanding the electronic procurement system. Exempt The University of North Carolina at Chapel Hill and North Carolina State University from the state's electronic procurement system but provide that those universities may implement and operate independent procurement card programs. Provide that the Secretary of the Department of Administration may adopt temporary rules for the implementation and operation of the procurement card program and delete the provisions of G.S. 143-49 as enacted by sec. 15.6(d) of the Appropriations Act. Make other conforming and technical changes.

H 748. VEHICLE TRANSITION/PREMIUMS TAX/PREPARED FOOD. Intro. 3/22/01. Senate amendment adopted 11/27/01 makes the following changes to 3rd edition. Deletes the exemption for alcoholic beverages from the general definitions in GS 105-164.3, as enacted by S.L. 2001-347 (S 144), and includes "alcoholic beverages, as defined in G.S. 105-113.68" (beverage containing at least 0.5% alcohol by volume) in the items listed in GS 105-164.13B, as enacted by S.L. 2001-347 (S 144), that are subject to the sales tax.

H 948. REDEFINE "SPECIAL ABC AREA". Intro. 4/3/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. In current GS 18B-101(13a), one of the requirements for designation as a "special ABC area" is that the sale of unfortified wine and malt beverages is permitted countywide or in at least two cities. The conference report changes the "two cities" provision to "one city," and further provides that this change does not apply to Alleghany, Graham, Stokes, and Swain counties. The 4th edition of the bill would have amended GS 18B-901(c)(5) to provide that in issuing a permit the commission shall consider whether the "principal entrance" of the applicant-establishment is within 50 feet of the "principal entrance" of a church, public school, or church school. The conference report deletes the "principal entrance" language.

H 1427. AMEND USE VALUE STATUTES. Intro. 5/8/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Deletes proposed amendment to GS 105-277.2(6) that would have added the following language to the definition of a sound management program: "The fair market value of the land shall not be considered in determining the net return from the land."

NEXT SESSIONS

Thursday, November 29, 2001

HOUSE convenes at 11:00 a.m.

SENATE convenes at 9:00 a.m.

G41
25: 2001/176

Daily Bulletin

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House Legislative Day 175 Vol. 2001, No. 176 Senate Legislative Day 169

Thursday, November 29, 2001

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BILLS INTRODUCED TODAY

None

CALENDAR ACTION
November 29, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
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3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

H0072 MODIFY VEHICLE TAX REFUND & TAX CAP.	S	PASSED 2ND & 3RD READING
	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
11-28-01		
H0110 VARIOUS NEW SPECIAL LICENSE PLATES	H	CONF REPORT ADOPTED 3RD
05-17-01, 09-17-01, 09-18-01, 09-19-01, 11-27-01		
H0253 CERTAIN MANUFACTURED HOMES REAL PROPERTY.	HA	CONF REPORT ADOPTED
03-21-01, 10-03-01, 10-04-01, 10-17-01, 11-28-01		
H0338 TECHNICAL CORRECTION ACT.	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 12/4/2001
04-24-01, 04-25-01, 11-27-01, 11-28-01		
H0748 VEHICLE TRANSITION/PREMIUMS TAX PREPARED FOOD.	S	PASSED 3RD READING
	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	COM SUB RULED MATERIAL
11-13-01, 11-20-01, 11-27-01		

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H0948 REDEFINE "SPECIAL ABC AREA".	S	CONF RPT RECON/WITHDRAWN
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 11/29/2001
	SA	CONF REPORT #2 ADOPTED
	H	WITHDRAWN FROM CAL
	H	CONF RPT RTN TO CONF COM
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/3/2001
04-23-01, 04-26-01, 10-02-01, 11-28-01, 11-29-01		
H1019 SEPTAGE MGT/ON-SITE WASTEWATER/ LIABILITY.	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	COM SUB RULED MATERIAL
04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01, 11-27-01		
H1061 EXEMPT WATER RESALE FROM DRINKING WATER ACT.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/3/2001
10-03-01, 11-29-01		
H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE.	SA	CONF REPORT ADOPTED
	H	POSTPONED TO 12/3/2001
04-26-01, 10-02-01, 11-28-01		
H1268 CAMA/MODIFY ESTUARINE BUFFER EXEMPTION/ GRANTS.	H	CONCURRED IN S/COM SUB
11-27-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/3/2001
08-23-01, 09-19-01, 11-29-01		
H1389 RETIRED MAGISTRATES BILL.	H	RATIFIED
11-13-01, 11-20-01		
H1427 AMEND USE VALUE STATUTES.	HA	CONF REPORT ADOPTED
08-22-01, 09-04-01, 10-04-01, 11-28-01		
S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY	S	PRES. TO GOV. 11/29/2001
10-03-01, 10-25-01, 11-15-01		
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN.	SA	CONF REPORT ADOPTED
	HA	CONF REPORT ADOPTED
04-23-01, 06-04-01, 06-07-01, 11-28-01		
S0914 PUBLIC CONSTRUCTION LAW CHANGES.	H	AMEND FAILED #3
	HA	AMEND ADOPTED #4,#5,#6,#7
	H	REMOVED FROM CAL
	H	RE-REF COM ON APPROPRIATIONS
04-24-01, 11-27-01, 11-28-01, 11-29-01		
S1038 PUBLIC RIGHT-OF-WAY DECLARATION.	H	PASSED 2ND READING
04-25-01, 11-28-01		

LOCAL BILLS

H0865 CALABASH ANNEXATION/HOLDEN BEACH.	H	CONCURRED ON 2ND READING
10-30-01, 11-20-01		

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 912. PENALTY FOR FILING UNAUTHORIZED STATUTORY LIEN. Intro. 4/5/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Adopts the House committee substitute adopted 6/4/01 except changes the effective date from Dec. 1, 2001, to Jan. 1, 2002

S 914. PUBLIC CONSTRUCTION LAW CHANGES. Intro. 4/5/01. House amendment makes the following changes to 3rd edition. (1) If public entity fails to file or implement a corrective plan for minority business participation, mandates (was, allows) Sec'y to require entity to consult with Dep't of Administration regarding developing a new corrective plan that is subject to the approval of the Dep't and Attorney General and to prohibit entity from bidding another contract without prior review by Dep't and Attorney General of a good faith compliance with corrective plan. Lists information regarding minority business participation that the Dep't must provide to Attorney General. (2) Grants Dep't authority to examine and approve plans for construction or renovation of buildings located on state property as well as state buildings. (3) Deletes amendments to G.S. 133-1.1 exempting certain projects of The University of North Carolina and Hospitals at UNC-CH and ECU from requirement for certificate of compliance with State Building Code when no registered architect or engineer is required for project (4) Authorizes Legislative Research Comm'n to study issue of certification of minority businesses for public construction and problem of substitution of non-minority businesses in public construction projects and to report to 2003 General Assembly.

HOUSE BILLS

H 948. REDEFINE "SPECIAL ABC AREA." Intro. 4/3/01. Revised conference report recommends the following changes to conference report digested in yesterday's Bulletin, No. 175, by removing Alleghany and Stokes from list of counties to which the bill does not apply.

H 1061. ALLOCATION OF WATER/SEWER SERVICE COSTS. Intro. 4/10/01. Conference report recommends the following changes to 2nd edition to reconcile matters in controversy. Completely rewrites bill. Rewrites GS 62-110(g) to (1) authorize the Utilities Commission to adopt procedures that allow a lessor, pursuant to a written rental agreement, to allocate the costs for providing water and sewer service on a metered use basis to persons who occupy the same contiguous premises and (2) require that the rental agreement specify a monthly rent that is the sum of the base rent plus additional rent at a rate that does not exceed the actual purchase price of the water and sewer service to the provider plus a reasonable administrative fee. Rewrites GS 42-3 to provide that for purposes of forfeiture for nonpayment of rent, the terms "rent" and "rental payment" mean the base rent only Rewrites GS 42-26 to provide that an arrearage in additional rent owed by a tenant for water and sewer services shall not be used as a basis for termination of a lease, and to require that any partial payment of monthly rent be applied first to the base rent. Rewrites GS 42-46 to provide that a lessor may not charge a late fee to a lessee because of the lessee's failure to pay additional rent for water and sewer services. Rewrites GS 42-51 to provide that security deposits for residential dwelling units are permitted for tenant's possible nonpayment of base rent and additional rent for water and sewer services. Makes conforming amendment to GS 130A-315(d).

H 1195. ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE. Intro. 4/12/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Changes title to *AN ACT TO GIVE ILL AND DISABLED CIVILIANS THE SAME RIGHT AS MILITARY PERSONNEL TO REQUEST ABSENTEE BALLOT REQUESTS, AND TO REALIGN THE SUPERIOR COURT DISTRICTS IN FORSYTH COUNTY* and deletes provision prescribing a method of requesting absentee ballots

H 1388. EXTEND SUNSET ON STATE PORTS TAX CREDIT. Intro. 2/26/01 Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Shortens sunset provision so that the act expires for taxable years beginning on or after Jan. 1, 2003, instead of 2006

LEGISLATION ENACTED

SL 2001-469 (H 1472). BIOLOGICAL AGENTS REGISTRY. *AN ACT DIRECTING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO ESTABLISH A BIOLOGICAL AGENTS REGISTRY, AND IMPOSING CIVIL PENALTIES FOR VIOLATION OF REGISTRY REQUIREMENTS.* Summarized in *Daily Bulletin* 10/30/01 and 11/6/01. Enacted Nov. 28, 2001. Effective Jan. 1, 2002.

SL 2001-470 (H 1468). CERTAIN WEAPONS OF MASS DESTRUCTION. *AN ACT TO PROVIDE CRIMINAL PENALTIES FOR THE KNOWING MANUFACTURE, ASSEMBLY, POSSESSION, STORAGE, TRANSPORTATION, SALE, PURCHASE, DELIVERY, OR ACQUISITION OF NUCLEAR, BIOLOGICAL, OR CHEMICAL WEAPONS OF MASS DESTRUCTION, TO PROVIDE CRIMINAL PENALTIES FOR THE USE OR ATTEMPTED USE OF NUCLEAR, BIOLOGICAL, OR CHEMICAL WEAPONS OF MASS DESTRUCTION, TO PROVIDE CRIMINAL PENALTIES FOR THE FALSE REPORTING OF A NUCLEAR, BIOLOGICAL, OR CHEMICAL WEAPON OF MASS DESTRUCTION, TO PROVIDE CRIMINAL PENALTIES FOR THE PERPETRATION OF A HOAX BY THE USE OF A FALSE NUCLEAR, BIOLOGICAL, OR CHEMICAL WEAPON OF MASS DESTRUCTION, AND TO PROVIDE THAT MURDER BY MEANS OF A NUCLEAR, BIOLOGICAL. OR CHEMICAL WEAPON IS FIRST DEGREE MURDER.* Summarized in *Daily Bulletin* 10/18/01, 10/24/01, 10/25/01, 11/6/01, and 11/20/01. Enacted Nov. 28, 2001. Effective Nov. 28, 2001.

SL 2001-471 (H 1477). CONGRESSIONAL REDISTRICTING WRIGHT 3A. *AN ACT TO DIVIDE NORTH CAROLINA INTO THIRTEEN CONGRESSIONAL DISTRICTS.* Summarized in *Daily Bulletin* 11/5/01 and 11/14/01. Enacted Nov. 28, 2001. Effective Nov. 28, 2001.

SL 2001-472 (H 250). MIDLAND/LINDEN ANNEXATION/VALIDATION. *AN ACT MAKING A NONCONTIGUOUS ANNEXATION TO THE TOWN OF MIDLAND IN CABARRUS COUNTY AND VALIDATING ACTIONS OF THE TOWN OF LINDEN IN CUMBERLAND COUNTY.* Summarized in *Daily Bulletin* 11/13/01. Enacted Nov. 28, 2001. Effective Nov. 28, 2001.

NEXT SESSIONS

Monday, December 3, 2001

HOUSE convenes at 7:00 p.m.

SENATE convenes at 7:00 p.m.

G4
25:2001/177

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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Phone 919.733.2484 Fax 919.715.3464

House Legislative Day 176 Vol. 2001, No. 177 Senate Legislative Day 170

Monday, December 3, 2001

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
December 3, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0032 FAITHLESS ELECTOR PENALTY INCREASED.      S  WITHDRAWN FROM COMM
                                                S  RE-REF COM ON REDISTRICTING
 03-29-01
H0072 MODIFY VEHICLE TAX REFUND & TAX CAP.      H  PLACED ON CAL FOR 12/4/2001
 11-28-01
H0110 VARIOUS NEW SPECIAL LICENSE PLATES        H  RATIFIED
 05-17-01, 09-17-01, 09-18-01, 09-19-01, 11-27-01
H0253 CERTAIN MANUFACTURED HOMES REAL           H  RATIFIED
      PROPERTY.
 03-21-01, 10-03-01, 10-04-01, 10-17-01, 11-28-01
H0748 VEHICLE TRANSITION/PREMIUMS TAX           H  CONCURRED ON 2ND READING
      PREPARED FOOD.
 11-13-01, 11-20-01, 11-27-01
H0948 REDEFINE "SPECIAL ABC AREA".              H  POSTPONED TO 12/4/2001
 04-23-01, 04-26-01, 10-02-01, 11-28-01, 11-29-01
H1019 SEPTAGE MGT/ON-SITE WASTEWATER/           H  PLACED ON CAL FOR 12/4/2001
      LIABILITY.
 04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01, 11-27-01
H1061 EXEMPT WATER RESALE FROM DRINKING WATER   HA CONF REPORT ADOPTED
      ACT.                                      SA CONF REPORT ADOPTED
 10-03-01, 11-29-01
H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT.      H  POSTPONED TO 12/4/2001
      JUDGE.
 04-26-01, 10-02-01, 11-28-01
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H1268 CAMA/MODIFY ESTUARINE BUFFER EXEMPTION/ GRANTS. H RATIFIED
11-27-01
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT. SA CONF REPORT ADOPTED
HA CONF REPORT ADOPTED
08-23-01, 09-19-01, 11-29-01
H1427 AMEND USE VALUE STATUTES. H RATIFIED
08-22-01, 09-04-01, 10-04-01, 11-28-01
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES. S CONCURRED IN H/COM SUB
09-20-01, 09-25-01
#S0748 BILL LEE ACT CHANGES-AB. S SIGNED BY GOV. 11/29/2001
SR CH. SL 2001-476
09-19-01, 09-20-01, 10-02-01, 10-03-01, 10-04-01, 10-08-01, 10-10-01, 10-18-01, 10-25-01, 10-29-01, 11-06-01
#S0774 PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY. S SIGNED BY GOV. 11/29/2001
SR CH. SL 2001-473
04-24-01, 05-29-01, 11-06-01, 11-08-01
#S0881 WORKERS' COMP AWARDS FILED AS JUDGMENTS. S SIGNED BY GOV. 11/29/2001
SR CH. SL 2001-477
04-12-01, 11-06-01
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN. S RATIFIED
04-23-01, 06-04-01, 06-07-01, 11-28-01
#S0920 ENVIRONMENTAL TECHNICAL CORRECTIONS. S SIGNED BY GOV. 11/29/2001
SR CH. SL 2001-474
10-18-01, 10-22-01
#S0970 GRAPE GROWERS COUNCIL FUNDS. S SIGNED BY GOV. 11/29/2001
SR CH. SL 2001-475
08-22-01
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES. S CONF COM APPOINTED
H CONF COM APPOINTED
04-18-01, 08-09-01, 11-14-01, 11-27-01
S1014 STRENGTHEN LITTERING LAWS. S CONF COM REPORTED
S PLACED ON CAL FOR 12/4/2001
H CONF COM REPORTED
H PLACED ON CAL FOR 12/4/2001
04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01, 12-03-01
S1038 PUBLIC RIGHT-OF-WAY DECLARATION. HA AMEND ADOPTED #1,#2
H PASSED 3RD READING
04-25-01, 11-28-01, 12-03-01

LOCAL BILLS

H0865 CALABASH ANNEXATION/HOLDEN BEACH. H CONCURRED ON 3RD READING
10-30-01, 11-20-01
H0917 DURHAM HISTORIC PROPERTIES-2. S CONF COM REPORTED
S PLACED ON CAL FOR 12/4/2001
H CONF COM REPORTED
H CONF HELD AS MATERIAL
H PLACED ON CAL FOR 12/4/2001
10-03-01, 12-03-01

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 1038. PUBLIC RIGHT-OF-WAY DECLARATION. Intro. 4/5/01. House amendments make the following changes to 3rd edition. For purposes of bringing a special proceeding, more clearly define landowners constituting two-thirds of the abutting acreage, and increase to three abutting (was. one) the number and location of recorded deeds that must recite the existence of the right-of-way. Expressly exclude rights-of-way established by adverse possession or cartway proceeding.

HOUSE BILLS

H 917. DURHAM CHARTER CLEANUP/RAISE OCCUPANCY TAX. Intro. 3/29/01. Conference report recommends the following changes to 2nd edition to reconcile matters in controversy. Use of the additional one percent room occupancy tax for a performing arts center in Durham is made contingent on levy of the tax by the Durham county commissioners before February 1, 2002, along with levy of the existing 3% and 2% occupancy taxes. Conference report further states legislative goal that a plan for financing the performing arts center be adopted within 12 months and that construction should begin within 24 months of the levy of the additional 1% tax. If the taxes are all levied in accordance with the February 2002 deadline, then proceeds from the additional 2% tax will be administered by a newly created Durham Tourism Development Authority, composed of 14 voting members drawn initially from the Durham Convention and Visitors Bureau and the Advisory Board of that Bureau. Beginning July 1, 2004, the new Authority must have at least three fourths of its membership active in travel and tourism and one third of the membership affiliated with organizations that impose the tax, as specified in a new interlocal agreement between the city and county. Makes other technical and clarifying changes.

H 1284. OPENNESS OF COURT RECORDS AND PROCEEDINGS. Intro. 4/12/01. Senate committee substitute makes the following changes to 4th edition. Rewrites title of bill to read *AN ACT TO CREATE A CIVIL PROCEDURE FOR ASSERTING A RIGHT OF ACCESS TO A JUDICIAL PROCEEDING OR TO A JUDICIAL RECORD; TO CREATE A NEW FEE FOR FILING A MOTION UNDER G.S.1-72.1; AND TO PROTECT CERTAIN RECORDS AND PROCEEDINGS DEALING WITH SENSITIVE SECURITY AND PROTECTION ISSUES.* Rewrites proposed GS 1-72.1 to clarify procedure for filing of motion to determine right of access to court proceedings or records. Specifies that notice of hearing must be served by person seeking access on all parties to proceeding. Requires court to rule in writing on motion. Allows party seeking to seal a document to be used in court proceeding to have document reviewed *in camera*; submission of document does not result in document becoming judicial record by itself; if document offered into evidence after court denies request to seal document, then it becomes judicial record. Specifies procedure for appeal of court's order and granting of stays Specifies that section establishes procedure for hearing access claims and does not otherwise limit, expand change, or otherwise preempt provisions of law regarding access. Adds new GS 132-1.6 to specify that information containing specific details of public security plans and detailed drawings of public buildings and infrastructure facilities are not public records. Specifies that general information about security plans, budgetary information about security plans and public construction projects is public record. GS 1-72.1 is effective Jan. 1, 2002, for court records filed or judicial proceedings begun on or after that date. GS 132-1.6 applies to public records in existence on or after act becomes law.

LEGISLATION ENACTED

SL 2001-473 (S 774). PUBLIC ENTERPRISE CUSTOMER BILLING PRIVACY. *AN ACT TO PROVIDE FOR THE PRIVACY OF BILLING INFORMATION OF CUSTOMERS OF PUBLIC ENTERPRISES.* Summarized in *Daily Bulletin* 4/24/01, 5/29/01, and 11/6/01. Enacted Nov. 29, 2001. Effective Nov 29. 2001.

SL 2001-474 (S 920). ENVIRONMENTAL TECHNICAL CORRECTIONS. *AN ACT TO REPEAL OBSOLETE STATUTES AND TO MAKE CLARIFYING, CONFORMING, AND TECHNICAL AMENDMENTS TO VARIOUS LAWS RELATED TO THE ENVIRONMENT, PUBLIC HEALTH, AND NATURAL RESOURCES.* Summarized in

Daily Bulletin 4/5/01, 10/18/01, and 10/22/01. Enacted Nov. 29, 2001. Effective Nov. 29, 2001, except as otherwise provided.

SL 2001-475 (S 970). GRAPE GROWERS COUNCIL FUNDS. *AN ACT TO INCREASE THE AMOUNT OF WINE TAX PROCEEDS EARMARKED ANNUALLY FOR THE GRAPE GROWERS COUNCIL.* Summarized in *Daily Bulletin* 8/22/01. Enacted Nov. 29, 2001. Effective Oct. 1, 2001.

SL 2001-476 (S 748). BILL LEE ACT CHANGES. *AN ACT TO AMEND THE WILLIAM S. LEE QUALITY JOBS AND BUSINESS EXPANSION ACT; TO APPLY A GRADUATED TAX RATE TO SALES OF ELECTRICITY TO MANUFACTURERS BASED ON ANNUAL VOLUME OF ELECTRICITY USED; TO APPLY DEFINITIONS FROM THE STREAMLINED SALES TAX PROJECT TO THE SALES TAX HOLIDAY; AND TO PROVIDE A FOUR-YEAR EXTENSION ON THE EXEMPTION FROM BIDDING LAW REQUIREMENTS FOR THE PIEDMONT TRIAD INTERNATIONAL AIRPORT AUTHORITY.* Summarized in *Daily Bulletin* 4/2/01, 9/20/01, 10/3/01, 10/4/01, 10/8/01, 10/10/01, 10/17/01, 10/18/01, 10/25/01, 10/29/01, and 11/6/01. Enacted Nov. 29, 2001. Effective Nov. 29, 2001, except as otherwise provided.

SL 2001-477 (S 881). WORKERS' COMP AWARDS FILED AS JUDGMENTS. *AN ACT TO PROVIDE THAT AGREEMENTS, ORDERS, AND FINAL AWARDS UNDER THE WORKERS' COMPENSATION ACT MAY BE ENTERED AS JUDGMENTS BY THE CLERK OF SUPERIOR COURT.* Summarized in *Daily Bulletin* 4/4/01, 4/12/01, and 11/6/01. Enacted Nov. 29, 2001. Effective June 1, 2002, and applies to all forms filed and awards arising under GS 97-18(b), 97-18(d), or 97-82(b) that are filed or that arise before, on, or after that date; all agreements approved by the North Carolina Industrial Commission under the Workers' Compensation Act, Article 1 of Chapter 97 of the General Statutes, that are approved before, on or after that date; all orders or decisions of the North Carolina Industrial Commission under the Workers' Compensation Act that are entered before, on, or after that date; and all awards of the North Carolina Industrial Commission unappealed from or affirmed upon appeal under the Workers' Compensation Act that are awarded before, on, or after that date, and to all Certificates of Accrued Arrearages that are issued on and after that date.

NEXT SESSIONS

December 4, 2001

HOUSE convenes at 2:00 p.m.

SENATE convenes at 11:00 a.m.

25:2001/178

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 177 Vol. 2001, No. 178 Senate Legislative Day 171

Tuesday, December 4, 2001

N.C. DOCUMENTS CLEARINGHOUSE
DEC 5 2001
STATE LIBRARY OF NORTH CAROLINA RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
December 4, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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H0032 FAITHLESS ELECTOR PENALTY INCREASED.      S  REPTD FAV COM SUBSTITUTE
                                                SA COM SUBSTITUTE ADOPTED
                                                S  PLACED ON CAL FOR 12/4/2001
                                                S  PASSED 2ND & 3RD READING
                                                H  REC TO CONCUR S COM SUB
                                                H  CAL PURSUANT RULE 36(B)
 03-29-01, 12-04-01
H0110 VARIOUS NEW SPECIAL LICENSE PLATES        H  PRES. TO GOV. 12/4/2001
 05-17-01, 09-17-01, 09-18-01, 09-19-01, 11-27-01
H0253 CERTAIN MANUFACTURED HOMES REAL           H  PRES. TO GOV. 12/4/2001
      PROPERTY.
 03-21-01, 10-03-01, 10-04-01, 10-17-01, 11-28-01
H0338 TECHNICAL CORRECTION ACT.                 SA AMEND ADOPTED #1
                                                SA AMEND ADOPTED #2
                                                SA AMEND ADOPTED #3
                                                SA AMEND ADOPTED #4
                                                SA AMEND ADOPTED #5
                                                SA AMEND ADOPTED #6
                                                SA AMEND ADOPTED #7
                                                SA AMEND ADOPTED #8
                                                SA AMEND ADOPTED #9
                                                SA AMEND ADOPTED #10
                                                SA AMEND ADOPTED #12
                                                SA AMEND ADOPTED #13
                                                S  AMEND TABLED #14
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SA AMEND ADOPTED #15
SA AMEND ADOPTED #17
SA AMEND ADOPTED #18
SA AMEND ADOPTED #19
S PASSED 2ND READING
SA AMEND ADOPTED #20
S PASSED 3RD READING
H REC TO CONCUR S COM SUB
H CAL PURSUANT RULE 36(B)
H PLACED ON CAL FOR 12/4/2001
H FAILED CONCUR IN COM SUB
H CONF COM APPOINTED

04-24-01, 04-25-01, 11-27-01, 11-28-01, 12-04-01

H0382 ADOPT STATE FRUIT AND BERRIES.
H CONF COM WITHDRAWN/DISMI
H CAL FOR IMMEDIATE CONSID
H CONCURRED IN S/COM SUB

09-27-01

H0599 REVISE CONSUMER FINANCE ACT.
SA AMEND ADOPTED #1
S WITHDRAWN FROM CAL
S RE-REF COM ON RULES AND OPERATIONS OF THE SENATE

04-05-01, 04-23-01, 10-02-01, 12-04-01

H0623 PUBLIC CONSTRUCTION LAW CHANGES.
H REPTD UNFAV FOR CONC
H CAL PURSUANT RULE 36(B)
H PLACED ON CAL FOR 12/4/2001
H FAILED CONCUR IN COM SUB
H CONF COM APPOINTED

09-04-01

H0748 VEHICLE TRANSITION/PREMIUMS TAX PREPARED FOOD.
H CONCURRED ON 3RD READING

11-13-01, 11-20-01, 11-27-01

H0948 REDEFINE "SPECIAL ABC AREA".
HA CONF REPORT #2 ADOPTED

04-23-01, 04-26-01, 10-02-01, 11-28-01, 11-29-01, 12-04-01

H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.
S CONF COM REPORTED
S PLACED ON CAL FOR 12/4/2001
S CONF REPORT ADOPTED 2ND
H CONF REPORT ADOPTED 2ND

05-16-01, 05-30-01, 06-05-01, 10-02-01, 10-04-01, 12-03-01, 12-04-01

H1019 SEPTAGE MGT/ON-SITE WASTEWATER/ LIABILITY.
H CONCURRED ON 2ND READING

04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01, 11-27-01

H1061 EXEMPT WATER RESALE FROM DRINKING WATER ACT.
H RATIFIED

10-03-01, 11-29-01

H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE.
HA CONF REPORT ADOPTED

04-26-01, 10-02-01, 11-28-01

H1268 CAMA/MODIFY ESTUARINE BUFFER EXEMPTION/ GRANTS.
H PRES. TO GOV. 12/4/2001

11-27-01

H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.
S REPTD FAV COM SUBSTITUTE
SA COM SUBSTITUTE ADOPTED
S PLACED ON CAL FOR 12/4/2001
S PASSED 2ND & 3RD READING
H REC TO CONCUR S COM SUB
H CAL PURSUANT RULE 36(B)
H PLACED ON CAL FOR 12/4/2001

	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
04-24-01, 06-19-01, 08-01-01, 11-29-01, 12-04-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	RATIFIED
08-23-01, 09-19-01, 11-29-01		
H1427 AMEND USE VALUE STATUTES.	H	PRES. TO GOV. 12/4/2001
08-22-01, 09-04-01, 10-04-01, 11-28-01		
S0470 AMEND MV DEALER FRANCHISE LAWS.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/5/2001
04-25-01, 08-14-01, 08-30-01, 12-04-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	S	RATIFIED
09-20-01, 09-25-01		
S0721 OCCUPATIONAL LICENSING FEES & PER DIEM CHANGES.	S	CONF COM WITHDRAWN/DISMI
	S	RECONSIDERED CONCURRENCE
	S	CONCURRED IN H/COM SUB
10-22-01, 10-30-01		
S0912 PENALTY FOR FILING FALSE STATUTORY LIEN.	S	PRES. TO GOV. 12/4/2001
04-23-01, 06-04-01, 06-07-01, 11-28-01		
S0914 PUBLIC CONSTRUCTION LAW CHANGES.	H	AMENDMENT WITHDRAWN #1
	H	PASSED 2ND READING
04-24-01, 11-27-01, 11-28-01, 11-29-01, 12-03-01		
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/5/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 12/4/2001
	SA	CONF REPORT ADOPTED
04-18-01, 08-09-01, 11-14-01, 11-27-01, 12-04-01		
S1014 STRENGTHEN LITTERING LAWS.	SA	CONF REPORT ADOPTED
	HA	CONF REPORT ADOPTED
04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01, 12-03-01		
S1038 PUBLIC RIGHT-OF-WAY DECLARATION.	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 12/4/2001
	S	CONCURRED IN H/COM SUB
04-25-01, 11-28-01, 12-03-01		

LOCAL BILLS

H0865 CALABASH ANNEXATION/HOLDEN BEACH.	H	RATIFIED
10-30-01, 11-20-01		
H0917 DURHAM HISTORIC PROPERTIES-2.	S	CONF REPORT ADOPTED 2ND
	H	CONF REPORT ADOPTED 2ND
10-03-01, 12-03-01		
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.	H	CONF COM REPORTED
	H	CONF HELD AS MATERIAL
	H	PLACED ON CAL FOR 12/5/2001
08-29-01, 10-23-01, 11-13-01, 12-04-01		
S0603 DURHAM CHARTER CLEANUP.	H	WITHDRAWN FROM COMM
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 348. INCREASE CUMBERLAND OCCUPANCY TAX. Intro. 3/6/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Deletes provision withdrawing the county's authority to levy the tax on Dec. 31, 2006. Replaces Chief Executive Officer of Cumberland County Civic Center Comm'n on the Tourism Development Authority with a member of the public not affiliated with travel and tourism who reflects the cultural diversity of the county. Makes technical changes.

S 470. AMEND MV DEALER FRANCHISE LAWS. Intro. 3/15/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. Adopts 4th edition (House Committee Substitute of 8/30/01) with the following changes. Deletes section 2 of bill, which amended GS 20-305(3) to allow certain programs of manufacturers in effect Oct. 1, 1999, to continue until Dec. 31, 2007. Amends GS 20-305(30) to provide that programs of manufacturers in effect Oct. 1, 1999, that varied the price charged to its franchised dealers in a manner that would violate this subdivision or had in effect a documented policy that had been conveyed to its dealers and that varied the price charged, it shall be lawful for that program, including amendments to the program consistent with the existing program, to continue until June 30, 2006. Deletes provision stating that the subdivision is inapplicable to multiple or repeated sales of new vehicles made by a dealer to a single purchaser under a fleet sales policy. Further provides that a program of a manufacturer in effect June 30, 2001, that varied the price charged to franchised dealers that would violate the subdivision, and the program was implemented subsequent to Oct. 1, 1999, and before June 30, 2001, shall be considered lawful until June 30, 2006. Changes effective date to when act becomes law.

S 914. PUBLIC CONSTRUCTION LAW CHANGES. Intro. 4/5/01. House committee substitute makes the following changes to 4th edition. Adds the following to the title *AND TO APPROPRIATE FUNDS TO IMPLEMENT THE PUBLIC CONSTRUCTION LAW CHANGES*, and deletes from the title language regarding energy efficiency in state buildings. Appropriates from the General Fund to the Dep't of Administration $1,012,746 for 2001-02 and $623,383 for 2002-03, and to the Dep't of Justice $64,791 for 2002-03, to implement the act. Deletes part III of the 4th edition, which made various amendments to GS Ch. 143 to provide for energy efficiency in state buildings.

S 990. NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES. Intro. 4/5/01. Conference report recommends the following changes to 5th edition to reconcile matters in controversy. Deletes provision in new 115C-401.1(a) that limits restriction on sale of information to information linked to a student's individual purchasing behavior or preferences. Amends definition of the term personally identifiable information. Deletes subsection 115C-401.1(c1) (pertaining to surveys, analyses and evaluations). Adds emergency response plans adopted by public hospitals to the public records exception created in new 132-1.6.

S 1014. STRENGTHEN LITTERING LAWS. Intro. 4/5/01. Conference report recommends the following changes to 7th edition to reconcile matters in controversy. Adopts the 7th edition (House Committee Substitute of 7/23/01) with the following changes. Rewrites GS 20-116(g) to place the regulation of trucks of any gross weight hauling sand in subsection (3) so that if a truck hauling sand is loaded above the 6-inch line, the load must be securely covered by a tarpaulin or some other covering, or the truck must be constructed to prevent any of the sand from leaking, blowing, or otherwise escaping. Rewrites GS 130A-309.14(a)(1) to delete the requirement that in state offices the recycling containers must be located away from publicly traveled areas and replace it with a requirement that the recycling containers be labeled to identify the types of materials to be placed in each container and that the containers for glass, plastic, and aluminum be located near trash receptacles. Sets the following effective dates: Section 1 (amendments to GS 14-399), March 1, 2002; section 2 [amendments to GS 20-116(g)], June 1, 2002; sections 3 (new GS 136-28.11, concerning coordinating litter removal with mowing), 4 (new GS 136-32.3, concerning the placement of signs on the Interstate Highway System stating the penalties for littering), 13, (new GS 130A-309.14(k), concerning the placement of recycling containers at highway rest areas, and 14 (amended GS 130A-309.14(a)(1), concerning the placement of recycling containers in state office buildings), Jan. 1, 2002; the remaining sections are effective when the act becomes law

HOUSE BILLS

H 32. CONGRESS ZERO DEVIATION. Intro. 2/1/01. Senate committee substitute makes the following changes to 2nd edition. Completely rewrites 6th edition. New title reads. *AN ACT TO DIVIDE NC INTO THIRTEEN CONGRESSIONAL DISTRICTS.* Repeals SL 2001-471 (An Act to Divide NC into Thirteen Congressional Districts). Provides that for nominating and electing U.S. House members, NC shall be divided into 13 districts as follows. District 1 includes the following counties. Bertie, Chowan, Edgecombe, Gates, Greene, Halifax, Hertford, Martin, Northampton, Pasquotank, Perquimans, Warren, Washington, as well as parts of Beaufort, Craven, Granville, Jones, Lenoir, Nash, Pitt, Vance, Wayne, and Wilson. District 2 includes the following counties. Franklin, Harnett, Johnston, Lee, as well as parts of Chatham, Cumberland, Nash, Sampson, Vance, and Wake. District 3 includes the following counties: Camden, Carteret, Currituck, Dare, Hyde, Onslow, Pamlico, Tyrrell, as well as parts of Beaufort, Craven, Duplin, Jones, Lenoir, Nash, Pitt, Wayne, and Wilson. District 4 includes the following counties. Durham and Orange, as well as parts of Chatham and Wake. District 5 includes the following counties. Alexander, Alleghany, Ashe, Davie, Stokes, Surry, Watauga, Wilkes, Yadkin, as well as parts of Forsyth, Iredell, and Rockingham. District 6 includes the following counties. Moore and Randolph as well as parts of Alamance, Davidson, Guilford, and Rowan. District 7 includes the following counties. Bladen, Brunswick, Columbus, New Hanover, Pender, Robeson, as well as parts of Cumberland, Duplin, Sampson, and Scotland. District 8 includes the following counties: Anson, Hoke, Montgomery, Richmond, Stanly, as well as parts of Cabarrus, Cumberland, Mecklenburg, Scotland, and Union. District 9 includes parts of the following counties: Gaston, Mecklenburg, and Union. District 10 includes the following counties: Avery, Burke, Caldwell, Catawba, Cleveland, Lincoln, Mitchell, as well as parts of Gaston, Iredell, and Rutherford. District 11 includes the following counties: Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Polk, Swain, Translyvania, Yancey as well as parts of Rutherford. District 12 includes parts of the following counties: Cabarrus, Davidson, Forsyth, Guilford, Mecklenburg, and Rowan. District 13 includes the following counties: Caswell, Person, as well as parts of Alamance, Granville, Guilford, Rockingham, and Wake.

H 338. 2001 TECHNICAL CORRECTIONS. Intro. 3/1/01. Senate amendments make the following changes to 5th edition: (1) make technical and conforming changes; (2) delete secs. 12 (rewriting GS 20-294(2)), 14 (j) (rewriting GS 122A-11(3) and (4)), 24 (rewriting GS 96-35(b), 27 (rewriting GS 116D-11(g), 28 (rewriting GS 116D-46(g)(3)) provide that the provisions of GS Ch. 150B shall apply to the State Chief Information Officer instead of the Department of Commerce; (4) rewrite GS 143-661(b) to provide that the Board shall consist of 21 members, with five members appointed by the Governor and one representing the Division of Motor Vehicles; (5) amend GS 143-129(e)(10) to make it apply to demo apparatus; (6) add new sec. 10.5, rewriting Section 9 of SL 2001-379 effective October 1, 2001, to provide that sec. 3 becomes effective October 1, 2001, and applies to actions filed before, on, or after that date; (7) add new sec. 46.5 deleting language from GS 15A-540(c) regarding conditions to be set upon a defendant's surrender by a surety and adding new GS 15A-534 regarding conditions of pretrial release for certain defendants; (8) add a new sec. 51.5 amending GS 20-11(h) to add a new subsection pertaining to full provisional licenses and become effective May 1, 2002; (9) rewrites sec. 27.29 of SL 2001-424 to provide that the appropriation shall be used for maintenance of track, signals and equipment; (10) amend 18B-1114.3 and GS 18B-1000(10) to apply to wine producers and add new secs. amending GS 18B-1114.1, -902(d), and -1100(19) and making conforming changes; (11) delete changes in prior edition to GS 143-48.3(a) (electronic procurement); (12) amend GS 143-49(8) pertaining to establishing and maintaining procurement card program; (13) add new sec. providing that the Winston-Salem/Forsyth Board of Education may enter into a partnership agreement with a board of directors of a charter school; (14) modify new section GS 135-39.5(27) created in prior edition by providing that the Executive Administrator may establish pilot programs; (15) make clear that provision of GS 135-40.8(c3) that first $15.00 of allowable charges is not paid by state employees health plan does not apply to cardiac rehabilitation benefits; (16) amend GS 143B-148 to increase membership of Comm'n for Mental Health, Developmental Disabilities, and Substance Abuse Services from 26 to 29, one additional member each to be appointed by House Speaker, Senate Pres. Pro Tem., and Governor; (17) add specified precincts to Senate District 36; (18) revise proposed amendment to GS 18B-901(c)(5) to restate factor as whether establishment is located in such proximity to church, public school, or church school that ABC (Alcohol Beverage Control) permit applicant will, in opinion of ABC Commission, have deleterious effect on church, public school, or church school; (19) provide that if Senate Bill 649 becomes law, Nov. 1, 2001 sunset provision of section 5 of bill (dealing with unbranded vehicle titles) is deleted; (20) add new GS 53-281.1 to provide that no default on deferred deposit transaction made by bank through independent contractor who originates, processes, arranges, or accepts or transmits applications for deferred deposit transactions in NC on behalf of bank shall be enforced in NC courts.

(21) effective with compacts and amendments executed on or after Aug. 1, 1994, amend GS 147-12 to authorize Governor to negotiate and enter into Class III Tribal-State gaming compacts and compact amendments on behalf of state consistent with state law and specified federal act as necessary to allow federally recognized Indian tribe to operate gaming activities in state as permitted under federal law; add new GS 71A-8 to recognize legality of games by Indian tribe in accordance with compact.

H 599. REVISE CONSUMER FINANCE ACT. Intro. 3/14/01. Senate amendment makes the following changes to 4th edition. Changes effective date from Dec. 1, 2001, to Jan. 1, 2002.

H 969. AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. Intro. 4/4/01. Conference report recommends the following changes to 6th edition to reconcile matters in controversy. Deletes entire Sixth Edition Engrossed and adopts conference committee substitute. Makes following changes to Sixth Edition Engrossed. *Section 1 (effective Jan. 1, 2002).* Amends GS 20-183.7(a) to delete increase in safety only inspection fee and to increase emissions and safety inspection fee to $23.50. Provides that inspection station or mechanic may charge maximum amount or any lesser amount for emissions and safety inspection, but safety only inspection fee and sticker fees may not be increased or decreased. Modifies fee distribution set out in GS 20-183.7(c) and deletes Highway Trust Fund Repayment Fee. Adds new GS 20-183.7(f) and (g) to require inspection stations to post fee information in manner set out in subsections. *Section 2 (effective Jan. 1, 2003).* Amends GS 20-187.3(a) to decrease safety only sticker fee from $1.05 to 85 cents. Modifies fee distribution set out in GS 20-183.7(c) and carries forth same version of GS 20-183.7(f) and (g) as in Section 1 of bill. *Section 3 (effective July 1, 2007).* Amends GS 20-183.7(a) to decrease safety only sticker fee to 85 cents, safety only inspection fee to $8.25, and emissions and safety sticker fee to $6.25, and to increase emissions and safety inspection fee to $23.75. Provides that inspection station or mechanic may charge maximum amount or any lesser amount for emissions and safety inspection, but safety only inspection fee and sticker fees may not be increased or decreased. Modifies fee distribution set out in GS 20-183.7(c) and deletes Highway Trust Fund Repayment Fee. Carries forth same version of GS 20-187.7(f) and (g) as in Section 1 of bill.

Deletes Sections 22.1(a) (exceptions to safety inspections) and 22.1(b) (adoption of rules by Division of Motor Vehicles concerning inspection and sticker fees) of Sixth Edition Engrossed.

H 1284. OPENNESS OF COURT RECORDS AND PROCEEDINGS. Intro. 4/12/01. Senate committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO CREATE A CIVIL PROCEDURE FOR ASSERTING A RIGHT OF ACCESS TO A JUDICIAL PROCEEDING OR TO A JUDICIAL RECORD; TO CREATE A NEW FEE FOR FILING A MOTION UNDER G.S. 1-72.1; TO PROTECT CERTAIN RECORDS AND PROCEEDINGS DEALING WITH SENSITIVE PUBLIC SECURITY AND PROTECTION ISSUES; TO MODIFY THE COST-SHARING REQUIREMENTS UNDER THE STATE EMPLOYEES HEALTH CARE PLAN AND TO PROVIDE THAT THE TERMS OF CONTRACTS BETWEEN HOSPITALS, HOSPITAL AUTHORITIES, PHYSICIAN OR OTHER MEDICAL PROVIDERS, OR A PHARMACY BENEFIT MANAGER AND THE PLAN ARE CONFIDENTIAL; AND TO PROVIDE FOR THE CONFIDENTIALITY OF COMPETITIVE HEALTH CARE INFORMATION.* Effective for court records filed or judicial proceedings begun or pending on or after Jan. 1, 2002, rewrites proposed new GS 1-72.1 (procedure for motion to assert right of access to civil judicial proceeding or to judicial record in that proceeding). Requires court to issue written ruling on motion for access that must contain statement of reasons for ruling sufficiently specific to permit appellate review. Provides that party seeking to seal document or testimony to be used in court proceeding may submit document or testimony to court to be reviewed in camera. Ruling on motion may be subject to immediate interlocutory appeal by movant or party to proceeding. Sets out scope of appellate review. Applicable to public records in existence on or after date when act becomes law, adds new GS 132.1-6 to provide that public records as defined in GS 132-1 shall not include information containing specific details of public security plans or detailed plans and drawings of public buildings and infrastructure facilities. Provides that information concerning general adoption of public security plans and budgetary information concerning public funds to implement plans to construct, renovate, or repair buildings or infrastructure facilities are public records. Effective when act becomes law, amends GS 135-40.4(a), as amended by SL 2001-253, to provide that terms of any contract, including reimbursement rates, between hospitals, hospital authorities, doctors or other medical providers, or pharmacy benefit manager and state employees health care plan are not public record for five years from date of expiration of contract, but information may be released to designated public officials and legislative committee. Effective when act becomes law, amends GS 131E-97.3 to provide that if public hospital or public health auth'y is requested to disclose contract that it believes in good faith contains or constitutes competitive health care information, it may either redact portions of contract believed to

constitute such information before disclosure, or if the entire contract constitutes such information, refuse disclosure of contract. Sets out procedure and scope of court review when person requests disclosure of contract under GS 132-9.

LEGISLATION ENACTED

SL 2001-478 (H 865). CALABASH ANNEXATION/HOLDEN BEACH. *AN ACT CONCERNING A VOLUNTARY SATELLITE ANNEXATION OF CERTAIN DESCRIBED PROPERTY IN BRUNSWICK COUNTY TO ALLOW THE TOWNS OF ATLANTIC BEACH, EMERALD ISLE, AND HOLDEN BEACH TO EXERCISE THE POWER OF EMINENT DOMAIN FOR PURPOSES OF ENGAGING IN BEACH EROSION CONTROL AND FLOOD AND HURRICANE PROTECTION WORKS AND PUBLIC BEACH ACCESS, TO MAKE A TECHNICAL CORRECTION IN THE CHARTER OF THE TOWN OF OAK ISLAND, AND TO PROVIDE ADDITIONAL PROCEDURES FOR STREET AND SIDEWALK ASSESSMENTS IN THE TOWN OF OCEAN ISLE BEACH.* Summarized in *Daily Bulletin* 10/30/01, 11/20/01, and 11/26/01. Enacted Dec. 4, 2001. Effective Dec. 4, 2001.

NEXT SESSIONS

Wednesday, December 5, 2001

HOUSE convenes at 9:30 a.m.

SENATE convenes at 9:00 a.m.

341
25: 2001/179
C.2

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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House Legislative Day 178 Vol. 2001, No. 179 Senate Legislative Day 172

Wednesday, December 5, 2001

DOCUMENTS
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RALEIGH

BILLS INTRODUCED TODAY

None

CALENDAR ACTION
December 5, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

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#H0032 CONGRESS ZERO DEVIATION.                    H  CONCURRED IN S/COM SUB
                                                   H  RATIFIED
                                                   HR CH. SL 2001-479
  03-29-01, 12-04-01
 H0060 HONORING GEORGE HENRY WHITE.                S  WITHDRAWN FROM COMM
                                                   S  PLACED ON CAL FOR 12/5/2001
                                                   S  PASSED 2ND & 3RD READING
 H0072 MODIFY VEHICLE TAX REFUND & TAX CAP.        H  RATIFIED
  11-28-01
 H0338 TECHNICAL CORRECTION ACT.                   S  CONF COM APPOINTED
  04-24-01, 04-25-01, 11-27-01, 11-28-01, 12-04-01
 H0382 ADOPT STATE FRUIT AND BERRIES.              H  RATIFIED
  09-27-01
 H0748 VEHICLE TRANSITION/PREMIUMS TAX             H  RATIFIED
       PREPARED FOOD.
  11-13-01, 11-20-01, 11-27-01
 H0948 REDEFINE "SPECIAL ABC AREA".                H  RATIFIED
  04-23-01, 04-26-01, 10-02-01, 11-28-01, 11-29-01, 12-04-01
 H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION        S  CONF REPORT ADOPTED 3RD
       FEES.                                       H  CONF REPORT ADOPTED 3RD
  05-16-01, 05-30-01, 06-05-01, 10-02-01, 10-04-01, 12-03-01, 12-04-01
 H1019 SEPTAGE MGT/ON-SITE WASTEWATER/             H  CONCURRED ON 3RD READING
       LIABILITY.                                  H  RATIFIED
  04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01, 11-27-01
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H1060 ENV. REMEDIATION NOT CAPITAL IMPROVEMENT.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON AGRICULTURE/ ENVIRONMENT/NATURAL RESOURCES
H1061 EXEMPT WATER RESALE FROM DRINKING WATER ACT.	H	PRES. TO GOV. 12/5/2001
10-03-01, 11-29-01		
H1144 AMEND ST. BD. OF EDUC. ADVISORY MEMBERS.	H	REPTD UNFAV FOR CONC
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 12/5/2001
	H	FAILED CONCUR IN COM SUB
	H	CONF COM APPOINTED
	S	CONF COM APPOINTED
04-24-01, 10-04-01		
H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE.	H	RATIFIED
04-26-01, 10-02-01, 11-28-01		
H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.	S	CONF COM APPOINTED
04-24-01, 06-19-01, 08-01-01, 11-29-01, 12-04-01		
H1388 EXTEND SUNSET ON STATE PORTS TAX CREDIT.	H	PRES. TO GOV. 12/5/2001
08-23-01, 09-19-01, 11-29-01		
S0470 AMEND MV DEALER FRANCHISE LAWS.	SA	CONF REPORT ADOPTED
	HA	CONF REPORT ADOPTED
	S	RATIFIED
04-25-01, 08-14-01, 08-30-01, 12-04-01		
S0571 PRESIDENT PRO TEM AND SPEAKER APPOINTMENTS.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 12/5/2001
	H	PASSED 2ND & 3RD READING
	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 12/6/2001
	S	WITHDRAWN FROM CAL
	S	PLACED ON CAL FOR 12/5/2001
	S	CONCURRED IN H/COM SUB
11-06-01, 12-05-01		
S0649 MV DEALER DISCLOSURE OF CERTAIN FEES.	S	PRES. TO GOV. 12/5/2001
09-20-01, 09-25-01		
S0721 OCCUPATIONAL LICENSING FEES & PER DIEM CHANGES.	S	RATIFIED
10-22-01, 10-30-01		
S0832 SMALL BUSINESS CONTRACTOR INITIATIVE/ FUNDS.	S	WITHDRAWN FROM COMM
	S	RE-REF COM ON FINANCE
	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
12-05-01		
S0914 PUBLIC CONSTRUCTION LAW CHANGES.	HA	AMEND ADOPTED #2
	H	PASSED 3RD READING
	S	REC TO CONCUR H COM SUB
	S	PLACED ON CAL FOR 12/5/2001
	S	FAILED CONCUR IN COM SUB
	S	CONF COM APPOINTED
	H	CONF COM APPOINTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/6/2001
04-24-01, 11-27-01, 11-28-01, 11-29-01, 12-03-01, 12-05-01		

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S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD      HF CONF REPORT FAILED
      PARTIES.                                  H  RECONSIDERED ADOPTION
                                                HA CONF REPORT ADOPTED
 04-18-01, 08-09-01, 11-14-01, 11-27-01, 12-04-01
S1014 STRENGTHEN LITTERING LAWS.                S  RATIFIED
 04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01, 12-03-01
S1038 PUBLIC RIGHT-OF-WAY DECLARATION.          S  RATIFIED
 04-25-01, 11-28-01, 12-03-01
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LOCAL BILLS

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#H0917 DURHAM HISTORIC PROPERTIES-2.            S  CONF REPORT ADOPTED 3RD
                                                H  CONF REPORT ADOPTED 3RD
                                                H  RATIFIED
                                                HR CH. SL 2001-480
 10-03-01, 12-03-01
S0348 INCREASE CUMBERLAND OCCUPANCY TAX.        SA CONF REPORT ADOPTED
                                                H  CONF REPORT ADOPTED 2ND
 08-29-01, 10-23-01, 11-13-01, 12-04-01
S0603 NAVASSA/CARY CHANGES.                     HA REPTD FAV COM SUBSTITUTE
                                                H  CAL PURSUANT RULE 36(B)
                                                H  PLACED ON CAL FOR 12/5/2001
                                                H  PASSED 2ND & 3RD READING
                                                S  REC TO CONCUR H COM SUB
                                                S  PLACED ON CAL FOR 12/6/2001
 12-05-01
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SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 571. PRESIDENT PRO TEM AND SPEAKER APPOINTMENTS. Intro. 3/21/01. House committee substitute makes the following changes to 2nd edition. Adds Speaker appointments to boards and commissions to the bill. Amends GS 127C-2(d) to provide that Governor designates a chair of the Advisory Comm'n on Military Affairs (now, the commission's executive committee chooses a chair). Amends GS 143B-344.32 to provide that upon request, the Legislative Services Office shall provide professional staff to the State Infrastructure Council. Makes additional technical corrections.

S 603. NAVASSA/CARY CHANGES. Intro. 3/22/01. House committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO TEMPORARILY EXPAND THE NAVASSA TOWN BOARD TO INCLUDE REPRESENTATION FROM THE AREA RECENTLY ANNEXED, TO AUTHORIZE THE TOWN OF CARY TO REGULATE THE OPERATION OF GOLF CARTS ON PUBLIC STREETS WITHIN THE TOWN, AND CONCERNING AIRPORT LEASES BY MONTGOMERY COUNTY.* As title indicates. Allows Montgomery County to make leases of property for airport purposes for up to 20 years.

S 832. SMALL BUSINESS CONTRACTOR INITIATIVE/FUNDS. Intro. 4/3/01. Senate committee substitute makes the following changes to 1st edition. Replaces blank bill with bill creating new GS Ch. 143, Art. 10, Part 18, Small Business Contractor Act. Stated purpose of law is to foster economic development and creation of jobs by providing financial assistance to financially responsible small businesses that are unable to obtain adequate financing and bonding assistance in connection with contracts. Bill creates NC Small Business Contractor Authority, with 11 members, 4 appointed by the General Assembly on the recommendation of the President Pro Tempore of the Senate, 4 appointed by the General Assembly on the recommendation of the Speaker of the

House, and 3 appointed by the Governor. Specifies terms of office, and groups from which certain members must come, and sets some of Authority's operating procedures. Authority is housed in Dep't of Commerce.

Empowers Authority to accept grants and loans; to employ staff, procure supplies, enter into contracts, including buying reinsurance, to carry out Authority's purposes; to acquire and otherwise broadly deal with property; to specify forms; to take assignments of documents; to fix and collect premiums, and fees; to adopt rules under GS Ch. 150B; to take other necessary actions; and requires it to report quarterly to Joint Legislative Comm'n on Governmental Operations on Authority's activities.

To qualify to receive assistance, applicant must be a small business concern that meets applicable size standards of US Small Business Administration (SBA). If application is for bonding assistance, applicant may not have receipts for construction and service contracts in excess of SBA maximum for surety bond guarantee assistance. All assistance applicants must be individuals, or the business must be at least 70% owned by individuals, with a reputation for financial responsibility. All applicants must be state residents or incorporated in state and have principal place of business in state, and must demonstrate that they have been unable to obtain adequate financing or bonding on reasonable terms through an authorized company. If applicant is applying for a loan guarantee, applicant must have applied for and been denied a loan by a financial institution. Bonding applicants must also meet other eligibility requirements; for example, that they will not subcontract more than 75 % of the face value of the contract.

Authority may make direct loans and guarantee loan payments, using Small Business Contract Financing Fund established by bill. It may also guarantee a surety for losses incurred under a bid bond, payment bond or performance bond on an applicant's contract of which the majority of the funding is provided by a government agency or a combination of government agencies, up to 90% of the surety's losses or $900,000, whichever is less. Guaranty term may not exceed contract term. Authority may itself execute and perform cited types of bonds as a surety for the benefit of an applicant in connection with a contract that is majority government-funded. Surety activities are conducted using Small Business Surety Bond Fund also set up by act.

Specifies funding sources for the two Funds, including state appropriations; investment income; proceeds from sales of any property Authority holds; premiums, and loan repayments. Specifies other requirements for loans, including limit on how much one business may borrow from fund annually, requirement for geographic diversity, and requirements concerning how money is to be dispersed. Says that new loans or bonds after default may be obtained in limited circumstances.

Before issuing a guaranty or bond, Authority must determine that the contract has a substantial economic effect. It must consider the amount of the guaranty, the bond terms, the number of new jobs the contract will create, and any other factor it considers relevant.

Makes it a Class 2 misdemeanor to knowingly make or cause any false statement or report to be made in any application or document submitted to the Authority, or to make or cause any false statement or report to be made to the Authority for the purpose of influencing the action of the Authority on an application for assistance or offering assistance, whether or not assistance has been previously extended. Effective Jan. 1, 2002; applies to offenses or causes of action arising on or after that date. Expires June 30, 2005. Expiration of act does not affect prosecutions for offenses committed before that date, and the statutes that would be applicable but for this act remain applicable to those prosecutions. Expiration of act does not affect any guarantees or bonds executed prior to the expiration.

S 914. PUBLIC CONSTRUCTION LAW CHANGES. Intro. 4/5/01. House amendment makes the following changes to 5th edition. Adds new provision requiring that public entities that contract with a construction manager at risk (CMAR) under G.S. 143-64.31 must report to Sec'y of Administration specified information on all projects where a CMAR is used. Information includes: (1) a detailed explanation of why the particular CMAR was selected; (2) the terms of the contract with the CMAR; (3) a list of all other firms considered but not selected as CMAR and the amount of their proposed fees for services; and (4) a report on the form of bidding used by the CMAR on the project. Sec'y is to adopt rules to implement provision, including format and frequency of reporting

Adds new requirements to the reporting to the Sec'y on the effectiveness and cost-benefit of utilization of each of the construction methods that the revised statute [see new GS 143-128(a1)] authorizes and that the public entity uses. (Annual reporting begins April 1, 2003, by UNC and all other public entities.) New data required includes at least: (1) the type of construction method used on the project; (2) a detailed listing of all contractors and subcontractors used on the project indicating whether the contractor or subcontractor was from out-of-state; and (3) if any contractor or subcontractor was from out-of-state, the reasons why the contractor or subcontractor was selected.

LEGISLATION ENACTED

SL 2001-479 (H 32). CONGRESS ZERO DEVIATION. *AN ACT TO DIVIDE NORTH CAROLINA INTO THIRTEEN CONGRESSIONAL DISTRICTS.* Summarized in *Daily Bulletin* 12/4/01. Enacted Dec. 5, 2001. Effective Dec. 5, 2001.

SL 2001-480 (H 917). DURHAM CHARTER CLEANUP/RAISE OCCUPANCY TAX. *AN ACT TO REPEAL OBSOLETE OR REDUNDANT SECTIONS OF THE CHARTER OF THE CITY OF DURHAM, TO CONSOLIDATE DURHAM COUNTY'S OCCUPANCY TAX PROVISIONS, AND TO AUTHORIZE DURHAM COUNTY TO INCREASE ITS OCCUPANCY TAX FROM 5% TO 6%.* Summarized in *Daily Bulletin* 10/3/01 and 12/3/01. Enacted Dec. 5, 2001. Effective Dec. 5, 2001. Any taxes levied under Part II are effective March 1, 2002.

NEXT SESSIONS

Thursday, December 6, 2001

HOUSE convenes at 9:30 a.m.

SENATE convenes at 9:00 a.m.

341
25:2001/180

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

Institute *of* Government, The University of North Carolina at Chapel Hill
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House Legislative Day 179 Vol. 2001, No. 180 Senate Legislative Day 173

Thursday, December 6, 2001

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BILLS INTRODUCED TODAY

BILL #	SHORT TITLE	IDEN	COMMITTEE	GS INDEX
S 1109	2001 ADJOURNMENT RESOLUTION		HELD AS FILED	JOINT RES

SUMMARIES OF BILLS INTRODUCED TODAY

SENATE BILLS

S 1109. 2001 ADJOURNMENT RESOLUTION. *SETTING THE TIME FOR ADJOURNMENT OF THE 2001 GENERAL ASSEMBLY TO MEET IN 2002 AND LIMITING THE SUBJECTS THAT MAY BE CONSIDERED THAT IN SESSION.* Sets adjournment on December 5, 2001, and provides that the General Assembly will reconvene at 12:00 noon on Monday, May 27, 2002.

Limits subjects that may be considered in 2002 to the following. (1) Bills directly affecting the fiscal 2002-2003 state budget, which must be submitted to Bill Drafting by 4:00 p.m. on June 6, 2002, and must be introduced in the House or filed for introduction in the Senate no later than 4:00 p.m. on June 13, 2002. (2) Bills introduced in 2001 that have passed third reading in the house in which introduced and received and not disposed of in the other house. (3) Bills and resolutions implementing recommendations of study and statutory commissions, which must be submitted to Bill Drafting no later than 4:00 p.m. on May 29, 2002, and must be filed for introduction in the Senate or introduced in the House no later than 4:00 p.m. on June 5, 2002. (4) Local bills submitted to Bill Drafting by 4:00 p.m. on June 5, 2002, introduced in the House or filed for introduction in the Senate by 4 00 p.m on June 12, 2002, and accompanied by a certificate from the principal sponsor stating that it meets rules about being noncontroversial and approved by the entire delegation. (5) Selection, appointment, or confirmation of state boards and commissions required by law. (6) Any matter authorized by a joint resolution passed during the 2002 Regular Session by a two-thirds majority vote of the House and Senate, and a joint resolution authorizing the introduction of bill pursuant to this provision. (7) Bills primarily affecting any state or local pension or retirement system, submitted to Bill Drafting no later than 4:00 p.m. on June 5, 2002, and introduced in the House or filed for introduction in the Senate by 4:00 p.m., June 12, 2002. (8) Joint resolutions, House resolutions, and Senate resolutions pertaining to Article III, Sec. 5(10) of the North Carolina Constitution, or authorized for introduction under Senate Rule 40(b) or House Rule 31(g). (9) A joint resolution adjourning the 2001 Regular Session, sine die. (10) Bills to disapprove rules under GS 150B-21.3. (11) Constitutional amendments.

Prohibits the introduction of bills containing no substantive provisions in the House of Representatives during the session. Permits the Speaker and President Pro Tem to authorize committees to meet between sessions, but prohibits committees from considering bills originating in the other house during this time Authorizes the meeting of conference committees.

Intro. by Rand.

Held as Filed JOINT RES

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CALENDAR ACTION
December 6, 2001

NOTES
1. Amendments and committee substitutes adopted today are summarized in the following section of today's Daily Bulletin.
2. The dates on which previous amendments or committee substitutes were adopted are listed below bill numbers.
3. The action "Cal Pursuant Rule 36b" indicates that the bill has been reported by committee and is awaiting calendaring by the Rules Committee.
4. Enacted bills are indicated by #, failed bills by *.

PUBLIC BILLS

#H0060 HONORING GEORGE HENRY WHITE.	H	RATIFIED
	HR	CH. RES 2001-35
H0072 MODIFY VEHICLE TAX REFUND & TAX CAP.	H	PRES. TO GOV. 12/6/2001
11-28-01		
H0168 CORPORATE ASSET TRANSFERS.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 12/6/2001
	SA	AMEND ADOPTED #1
	S	PASSED 2ND & 3RD READING
	H	REC TO CONCUR S COM SUB
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 12/6/2001
	H	CONCURRED IN S/COM SUB
	H	RATIFIED
08-28-01, 12-06-01		
H0231 EDUCATION REVENUE ACT.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 12/6/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/6/2001
	HA	CONF REPORT ADOPTED
	H	RATIFIED
08-23-01, 08-28-01, 08-30-01, 09-18-01, 09-27-01, 12-06-01		
H0338 TECHNICAL CORRECTION ACT.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 12/6/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/6/2001
	HA	CONF REPORT ADOPTED
	H	RATIFIED
04-24-01, 04-25-01, 11-27-01, 11-28-01, 12-04-01, 12-06-01		
H0382 ADOPT STATE FRUIT AND BERRIES.	H	PRES. TO GOV. 12/6/2001
09-27-01		
H0456 CHILD ABUSE IN CHILD CARE FACILITY STUDY.	HA	REPTD COM SUB W/O PREJUD
	H	RE-REF COM ON RULES, CALENDAR, AND OPERATIONS OF THE HOUSE
12-06-01		
H0599 REVISE CONSUMER FINANCE ACT.	S	REPTD FAV COM SUBSTITUTE
	SA	COM SUBSTITUTE ADOPTED
	S	PLACED ON CAL FOR 12/6/2001
	S	PASSED 2ND & 3RD READING

	H	REC TO CONCUR S COM SUB
	H	PLACED ON CAL FOR 12/6/2001
	H	CONCURRED IN S/COM SUB
04-05-01, 04-23-01, 10-02-01, 12-04-01, 12-06-01		
H0688 TAX REVENUE FOR TURFGRASS RESEARCH.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 12/6/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/6/2001
	HA	CONF REPORT ADOPTED
	H	RATIFIED
05-02-01, 09-10-01, 09-19-01, 09-20-01, 10-02-01, 12-06-01		
H0748 VEHICLE TRANSITION/PREMIUMS TAX PREPARED FOOD.	H	PRES. TO GOV. 12/6/2001
11-13-01, 11-20-01, 11-27-01		
H0948 REDEFINE "SPECIAL ABC AREA".	H	PRES. TO GOV. 12/6/2001
04-23-01, 04-26-01, 10-02-01, 11-28-01, 11-29-01, 12-04-01		
H0969 AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	H	RATIFIED
05-16-01, 05-30-01, 06-05-01, 10-02-01, 10-04-01, 12-03-01, 12-04-01		
H1019 SEPTAGE MGT/ON-SITE WASTEWATER/ LIABILITY.	H	PRES. TO GOV. 12/6/2001
04-19-01, 06-05-01, 07-10-01, 10-02-01, 11-06-01, 11-27-01		
H1144 AMEND ST. BD. OF EDUC. ADVISORY MEMBERS.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/6/2001
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 12/6/2001
	SA	CONF REPORT ADOPTED
	HA	CONF REPORT ADOPTED
	H	RATIFIED
04-24-01, 10-04-01, 12-06-01		
H1195 ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE.	H	PRES. TO GOV. 12/6/2001
04-26-01, 10-02-01, 11-28-01		
H1284 OPENNESS OF COURT RECORDS AND PROCEEDINGS.	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/6/2001
	HA	CONF REPORT ADOPTED
	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 12/6/2001
	SA	CONF REPORT ADOPTED
04-24-01, 06-19-01, 08-01-01, 11-29-01, 12-04-01, 12-06-01		
#H1389 RETIRED MAGISTRATES BILL.	H	SIGNED BY GOV. 12/6/2001
	HR	CH. SL 2001-483
11-13-01, 11-20-01		
S0068 CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE.	S	CONF COM REPORTED
	S	PLACED ON CAL FOR 12/6/2001
	SA	CONF REPORT ADOPTED
	H	CONF COM REPORTED
	H	PLACED ON CAL FOR 12/6/2001
	HA	CONF REPORT ADOPTED
03-28-01, 04-24-01, 06-06-01, 12-06-01		
S0166 LONG-TERM CARE LOCAL LEAD AGENCY.	HA	REPTD FAV COM SUBSTITUTE
	H	CAL PURSUANT RULE 36(B)
	H	PLACED ON CAL FOR 12/6/2001
	HA	AMEND ADOPTED #1,#2
	H	AMEND FAILED #3
	H	PASSED 2ND READING

	HA AMEND ADOPTED #4,#5,#6
	H PASSED 3RD READING
03-22-01, 12-06-01	
#S0178 ADULT CARE HOME ASSESMENT.	S SIGNED BY GOV. 12/6/2001
	SR CH. SL 2001-482
03-29-01, 11-15-01	
S0346 AMEND STALKING/DOMESTIC VIOLENCE LAWS.	H WITHDRAWN FROM COMM
	H REPTD TO APPROPRIATIONS
	H REPTD FAV AS AMENDED
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 12/6/2001
	HA AMEND ADOPTED #1,#2,#3
	H PASSED 2ND & 3RD READING
	S REC TO CONCUR H COM SUB
	S PLACED ON CAL FOR 12/6/2001
	S CONCURRED IN H/COM SUB
04-25-01, 05-16-01, 12-06-01	
S0400 NO SALES TAX ON CERTAIN PUBLICATIONS.	S CONF COM REPORTED
	S PLACED ON CAL FOR 12/6/2001
	SA CONF REPORT ADOPTED
	H CONF COM REPORTED
	H PLACED ON CAL FOR 12/6/2001
	HA CONF REPORT ADOPTED
07-12-01, 07-30-01, 09-04-01, 12-06-01	
S0470 AMEND MV DEALER FRANCHISE LAWS.	S PRES. TO GOV. 12/6/2001
04-25-01, 08-14-01, 08-30-01, 12-04-01	
S0571 PRESIDENT PRO TEM AND SPEAKER APPOINTMENTS.	S RATIFIED
11-06-01, 12-05-01	
S0721 OCCUPATIONAL LICENSING FEES & PER DIEM CHANGES.	S PRES. TO GOV. 12/6/2001
10-22-01, 10-30-01	
S0772 ENTERAL SEDATION/DENTIST PERMITS.	H REPTD FAV
	H CAL PURSUANT RULE 36(B)
	H PLACED ON CAL FOR 12/6/2001
	H PASSED 2ND & 3RD READING
S0822 STATE SELF-FUNDED HEALTH CARE PLAN.	H WITHDRAWN FROM COMM
	H RE-REF COM ON APPROPRIATIONS
09-21-01	
S0832 SMALL BUSINESS CONTRACTOR INITIATIVE/ FUNDS.	SA AMEND ADOPTED #1
	S PASSED 2ND & 3RD READING
	H REC FROM SENATE
	H REF TO COM ON FINANCE
12-05-01, 12-06-01	
#S0907 ORGAN, EYE, AND TISSUE DONOR REGISTRY	S SIGNED BY GOV. 12/6/2001
	SR CH. SL 2001-481
10-03-01, 10-25-01, 11-15-01	
S0914 PUBLIC CONSTRUCTION LAW CHANGES.	SA CONF REPORT ADOPTED
	HA CONF REPORT ADOPTED
04-24-01, 11-27-01, 11-28-01, 11-29-01, 12-03-01, 12-05-01	
S0990 NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	S RATIFIED
04-18-01, 08-09-01, 11-14-01, 11-27-01, 12-04-01	
S1014 STRENGTHEN LITTERING LAWS.	S PRES. TO GOV. 12/6/2001
04-16-01, 04-25-01, 06-18-01, 07-23-01, 07-30-01, 12-03-01	
S1038 PUBLIC RIGHT-OF-WAY DECLARATION.	S PRES. TO GOV. 12/6/2001
04-25-01, 11-28-01, 12-03-01	

S1109 ADJOURNMENT 2001.	S PLACED ON CAL FOR 12/6/2001
	SA AMEND ADOPTED #1
	S PASSED 2ND & 3RD READING
	S RECONSIDERED 3RD READING
	SA AMEND ADOPTED #2
	S PASSED 3RD READING
	H REC FROM SENATE
	H PLACED ON CAL FOR 12/6/2001
	H PASSED 2ND & 3RD READING
12-06-01	

LOCAL BILLS

S0348 INCREASE CUMBERLAND OCCUPANCY TAX. 08-29-01, 10-23-01, 11-13-01, 12-04-01	H CONF REPORT ADOPTED 3RD
S0603 NAVASSA/CARY CHANGES. 12-05-01	S CONCURRED IN H/COM SUB

SUMMARIES OF AMENDMENTS AND COMMITTEE SUBSTITUTES

SENATE BILLS

S 68. CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE. Intro. 2/6/01. Conference report recommends the following changes to 5th edition to reconcile matters in controversy. Adds 2 more members of the public to NC Criminal Justice Education and Training Standards Comm'n, one each appointed by the Speaker and President Po. Tem, and deletes the provision directing Joint Legis. Corrections and Crime Control Oversight Committee to study composition of Comm'n.

S 166. STUDIES ACT OF 2001. Intro. 2/19/01. House committee substitute makes the following changes to 2nd edition. Replaces original bill and changes title to *AN ACT TO AUTHORIZE STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, TO CREATE VARIOUS STUDY COMMITTEES AND COMMISSIONS. TO AUTHORIZE OR DIRECT STATE AGENCIES, LEGISLATIVE OVERSIGHT COMMITTEES AND COMMISSIONS TO STUDY SPECIFIED ISSUES, AND TO AMEND THE LAW REGARDING THE FURNISHING OF DATA AND INFORMATION BY STATE AGENCIES TO LEGISLATIVE COMMITTEES AND COMMISSIONS AND REGARDING INTERIM COMMITTEE ACTIVITY.*

Legislative Research Commission studies

Authorizes the Legislative Research Comm'n to study the following topics:

(1) Governmental Agency and Personnel Issues:
- a. Definition of "child" in G.S. 165-20(3), the Veterans' Scholarship Program
- b. Restructuring the Office of State Personnel
- c. Establish North Carolina Portrait Gallery Commission
- d. Efficient location of state offices
- e. Early retirement for state employees and law enforcement officers
- f. Firefighter's and rescue squad retirement issues

(2) Insurance and Managed Care Issues:
- a. High-risk insurance health pools
- b. Insurance availability in beach and coastal areas
- c. Moratorium on health insurance mandates
- d. Uninsured motorist coverage
- e. Motor vehicle insurers/no mandates/nonoriginal crash parts

(3) Environmental/Agricultural Issues:
- a. Enhancing fairness in agricultural contracts

b. Deposits on beverage containers

(4) Government Regulatory Issues:

a. Visitor safety in state parks

b. Clear cutting and development growth management in the City of Raleigh

c. Safety requirements in state building code

d. State Medical Examiner system

e. Naturopathy

f. Ensuring an efficient, timely, and flexible state purchasing and procurement process decentralized to the extent possible

g. Establishing a state energy program and the use of alternative financing agreements to finance energy conservation projects in state facilities

h. Government tort claims

i. Impact of licensure and reimbursement requirements for Licensed Psychological Associates on health care and on these practitioners (Masters level psychologists)

j. Construction contracts/retainage reform

(5) Transportation Issues:

a. Steering and the offering of incentives with regard to motor vehicle glass repairs

b. Post-towing procedures

c. Use of cellular telephones in vehicles

d. Compensation for Highway Patrol services at special events

(6) Criminal Law Issues:

a. Consolidation of law enforcement agencies

(7) Election Issues:

a. Providing for a later primary date

(8) Consumer Issues:

a. Mandatory arbitration provisions in consumer contracts

(9) Domestic Violence Issues:

a. Child abuse and neglect in child care facilities

b. Confidentiality program for victims of domestic violence

c. Establishing a domestic violence fatality review team

(10) Education-Related Issues:

a. Payment of costs incurred by constituent institutions of The University of North Carolina for municipal services, including issues related to stormwater systems, fire protection, and traffic congestion

(11) Civil Law:

a. Distribution of wrongful death proceeds

b. Use of traffic control photographic systems

(12) Juvenile Issues:

a. Improving academic performance of juveniles in education programs for juveniles in juvenile facilities, promoting efficiencies in government to permit funds to be redirected to these education programs, and increasing school-based decision making and parental involvement in these education programs

b. Establishing procedures in the juvenile code for juveniles who lack the capacity to proceed

c. Juvenile commitment procedures

d. Allowing counties to appeal certain orders in juvenile court

(13) Other:

a. Economic impact of state's tourism industry

b. Living income for State citizens

c. Zero-based budgeting

(14) Authority and regulation of bail bondsmen

(15) Feasibility and desirability of constructing and establishing a dam and reservoir to be located on the Cape Fear River in Cumberland County for the purpose of establishing a regional public drinking water supply and authorizing the Department of Environment and Natural Resources to add the property surrounding the dam and reservoir to the State Parks System, as provided in G.S. 113-44 14(b)

(16) Availability of Liability Insurance for Long-Term Care Facilities Physicians, and Hospitals

(17) How to improve core and essential public health services in counties designated as Tier 1 counties

(18) State Personnel System

(19) Bioterrorism Preparedness

(20) Employment security with an emphasis on the unemployment insurance tax

(21) Potential funding mechanisms to facilitate the conversion of agriculture operations in this State to environmentally superior management systems

For each of the topics the LRC decides to study under this part, it may report its findings and recommendations to the 2002 Regular Session of the General Assembly or the 2003 General Assembly

Other Studies

Growth Strategies Study. Creates Joint Legislative Growth Strategies Oversight Committee effective Jan 16, 2002, to make recommendations on ways to promote comprehensive and coordinated local, regional, and state growth planning and public investment. Specifically authorizes Committee to study recommendation of Comm'n to Address Smart Growth, Management and Development Issues established in 1999. Committee consists of 12 members, all of whom are members of the General Assembly, appointed to two-year terms. [illegible] reports to interim and regular sessions, with final report due before Committee's expiration on Jan. 16, 2005.

Alcoholic Beverage Control Study. Creates Legislative Alcoholic Beverage Control Study Comm'n to study benefits and costs of "control" and "license" ABC systems implemented in other states and privatization of alcoholic beverage control; to look at structure and function of North Carolina ABC Comm'n and local systems; taxes and fees on sale of alcoholic beverages; and any other alcoholic beverage control-related issues. Comm'n consists of 13 members, 6 of whom are members of the General Assembly and 7 members of the public. Requires Comm'n to submit interim report by April 15, 2002 and final report by March 1, 2003.

Piedmont Area Commuter Rail Line Acquisition. Requires Dep't of Transportation Rail Division to study feasibility of acquiring rail lines in Forsyth, Guilford and neighboring counties for commuter rail service operated by Piedmont Authority for Regional Transportation. Dep't to report by May 1, 2002.

Positive Racial, Ethnic, and Faith Relations Study. Creates Comm'n on Positive Racial, Ethnic, and Faith Relations to examine and understand the factors and beliefs that influence formation of damaging attitudes and intolerance towards persons based on race, ethnicity, and faith and to seek ideas for changing false perceptions and building tolerance and acceptance. Comm'n has 22 members, 10 of whom are legislators and 12 of whom are members of the public. Comm'n to file interim report by convening of 2002 regular session and to file final report by Dec. 1, 2002.

Incest Penalty Study. Authorizes the NC Sentencing and Policy Advisory Comm'n to study current punishments for crimes of incest and to determine whether the punishments are consistent with other punishments for sex offenses and to study application of incest statutes to acts between related minors. Comm'n to report before convening of 2002 session.

Education Oversight Committee Studies. Authorizes Joint Legislative Oversight Committee to undertake the following studies: residential charter schools; school health curriculum, particularly as it relates to preventing the spread of sexually transmitted diseases among adolescents; whether additional townships in Northampton County should be added to Halifax Community College service area; teaching personal financial literacy in the public schools; whether professional employees of schools who do not have daily classroom contact with students should be required to deliver instruction or have other contacts with students in classroom; schoolwork of suspended students; nutrition in public schools; tuition rates for noncitizen immigrant students (allows co-chairs of Committee to appoint additional public members for this study); ways to improve science, math, and technology education; ways education system can assist in meeting projected shortage of health care personnel (provides that regardless of whether Committee undertakes this study, Board of Governors of UNC, State Board of Community Colleges, and Dep't of Public Instruction must submit report by March 1, 2002 of plans to address this issue); effects of requiring nine-month contracts of all full-time community college faculties and moving faculty toward the national average salaries; prescriptions of Ritalin and other drugs to children diagnosed with ADD/ADHD; review of low-wealth schools funding formula, education of students with disabilities, ways to assist continually low-performing schools; changing the advisory membership of the State Board of Education, implementing caseload limits for speech and language pathologists, participation of nonpublic school students in extracurricular activities at public schools; and requirements to qualify as NC resident for higher education tuition purposes. Committee to report to 2002 or 2003 session.

Revenue Laws Studies. Authorizes Revenue Laws Study Committee to study ways to improve compliance with state tax laws: establishing travel and tourism capital incentive grant program; credit card solicitation; and formula used to apportion income of multistate corporations. Committee to report to 2002 or 2003 session.

Health Care Oversight Committee Studies. Authorizes Joint Legislative Health Care Oversight Committee to undertake following studies and to report to 2002 or 2003 session: Delivery of medical services to persons with disabilities; various issues relating to prescription drugs; the county share of Medicaid costs; and workforce issues pertaining to long-term care aide workforce.

Underage Drinking Study. Creates Underage Drinking Study Comm'n to study underage alcohol consumption issues and to submit interim report by May 1, 2002, and final report by Dec. 1, 2002. Comm'n composed of 15 members, 8 of whom are legislators.

Information Technology Study. Authorizes Joint Select Committee on Information Technology to study issues related to personal privacy and security in electronic commerce and to report to 2002 or 2003 session.

Joint Legislative Transportation Oversight Committee Studies. Authorizes Committee to study following topics and report to 2002 regular session or 2003 General Assembly: (1) history, policies, and consequences of enactment of GS 20-63(h), providing for contracts for issuance of registration plates and certificates; (2) methods to improve compliance with vehicle registration requirements; (3) subdivision roads that do not meet standards for acceptance into state highway system and cost for DOT to upgrade and maintain those roads; and (4) matters related to transportation funding.

Environmental Review Commission Studies. Authorizes Commission to study following topics and report to 2002 regular session or 2003 General Assembly: (1) issues related to appointment of local health directors and potential benefits of expanding to all boards of county commissioners the authority granted to certain boards under GS 153A-77; (2) strategies for attaining state's goal of preserving one million acres of open space over next ten years; (3) requiring interconnection of public water or wastewater systems to regional systems and requiring review of reasonable alternatives before constructing or altering public water system; (4) programs necessary to attain state's goal of preventing environmental degradation of water and groundwater resources, particularly due to storm water; (5) solid waste issues related to abandonment and improper disposal of mobile homes; and (6) availability and use of alternative energy sources, including use of biomass resources.

Joint Legislative Commission on Governmental Operations Study. Authorizes Commission to study and report to 2002 regular session or 2003 General Assembly on reducing government costs through duplex printing and other processes and procedures.

Study of Catawba-Wateree River Basin Water Quality and Water Supply Issues. Directs DENR Sec'y, in cooperation with Director of South Carolina Dep't of Health and Environmental Control, to study and report to 2002 regular session on promoting better coordination of two states on water quality and water supply in indicated river basin.

State Business Infrastructure Study. Directs Office of State Controller, with assistance from certain other agencies, to engage consulting firm to study feasibility of determining and implementing new financial business infrastructure for state. Authorizes Director of Budget to identify funds to support study. Requires Office of State Controller to present interim report to 2002 regular session and final report to 2003 regular session.

Natural Heritage Area Designation Commission. Creates 17-member National Heritage Area Designation Commission, consisting of four members appointed by General Assembly and others appointed by various appointing authorities. Designates five ex officio, nonvoting members of Commission. Directs Commission to seek designation by US Congress of 23-county mountain region of western NC as national heritage area. Directs Western North Carolina Regional Economic Development Commission to provide administrative and funding support and to develop and submit to General Assembly by May 1, 2002, a regional heritage tourism plan.

Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services Study of Date Rape Analogues. Authorizes Commission to study indicated substances and report to Joint Legislative Oversight Committee on Mental Health, Developmental Disabilities, and Substance Abuse Services by convening of 2003 General Assembly.

Joint Legislative Administrative Procedure Oversight Committee Study. Authorizes Committee to study and report to 2002 regular session and 2003 General Assembly on applicability of Administrative Procedure Act to NC Federal Tax Reform Allocation Committee and NC Housing Finance Agency.

Sentencing and Policy Advisory Commission Studies. Authorizes Commission to study following topics and report to 2002 regular session and 2003 General Assembly: (1) criminal laws on arson and other burnings and potential changes to medical reporting requirements for burn injuries resulting from criminal act; (2) habitual felon law; (3) drug laws and sentences; and (4) penalties for detonating explosive devices in courthouses and other public buildings.

Long-Term Care Local Lead Agency Study. Directs DHHS, Division of Aging, to study whether counties should designate local lead agencies to organize local long-term care planning process. Requires DHHS to submit report to NC Study Commission on Aging by convening of 2003 General Assembly.

DHHS Study. Directs DHHS to study disparities among ethnic and racial minorities in health care system. Provides that DHHS may report to 2002 regular session and must report to 2003 General Assembly.

UNC Board of Governors Study. Authorizes Board to study and report to Joint Legislative Education Oversight Committee by April 1, 2002, on feasibility of building new stadium at Fayetteville State University.

House Select Committee on Various Environmental Rules. Creates 11-member committee, appointed by Speaker, to study any current or proposed rule by the Environmental Management Commission or by Coastal Resources Commission under Coastal Management Act of 1974. Provides that Committee may make interim report to 2002 regular session and must submit final report to General Assembly by Feb. 1, 2003.

General Statutes Commission Study of Motor Vehicle Statutes. Authorizes Commission to study and report to 2003 and 2005 General Assembly on renumbering, rearranging, and consolidating provisions of GS Ch. 20.

Legislative Services Commission Study of Security Survey. Directs Commission to examine security survey of NC General Assembly Complex, conducted by US Secret Service. Provides that Commission may report to 2002 regular session and must report by 2003 General Assembly.

Public Health Study Commission Studies. Authorizes Commission to study following topics and report to 2002 regular session or 2003 General Assembly: (1) public health impact of hepatitis C; (2) HIV/AIDS prevention and care programs; and (3) treatment of rape victims and needle stick health care workers who risk HIV infection.

Reestablish NC Tax Policy Commission. Establishes 18-member commission, with twelve members appointed by General Assembly and six appointed by Governor. Provides that Commission's mission is to study and, if necessary, design a realignment of state and local tax structure. Provides that Commission may submit interim report to 2002 General Assembly and to Governor and citizens of state, and must submit final report by March 1, 2003. Provides that of funds appropriated to General Assembly, Legislative Services Commission shall allocate funds for expenses of Tax Policy Commission. Authorizes Tax Policy Commission, after consulting with Legislative Services Commission, to employ full-time executive director, who may employ additional employees and contract for services with approval of Tax Policy Commission. Grants Commission powers under GS 120-19 through GS 120-19.4.

Joint Legislative Utility Review Committee. Authorizes Committee to study following topics and report to 2002 regular session and 2003 General Assembly: (1) clarifying and expanding the allowed uses of money in emergency telephone system funds and making statutory changes to expand use of telecommunications systems for public safety purposes; and (2) requiring reductions in emissions of certain pollutants from certain facilities that burn coal to generate electricity.

UNC Board of Governors Study Commission. Creates 10-member commission appointed by General Assembly. Directs Commission to study and report to 2003 regular session on method of election or appointment of members to Board of Governors, length of their terms, number of terms they may serve, and size of Board. Also authorizes Commission to examine governing boards of other states' institutions of higher education.

Election Laws Revision Commission. Creates 17-member commission, with eight members appointed by General Assembly, to study election laws and procedures and prepare comprehensive revision. Provides that Commission may submit report by 2002 regular session and must submit final report by convening of 2003 General Assembly.

Amend Law Requiring State Agencies to Furnish Data and Information to Legislative Committees and Regarding Interim Committee Activity. Amends GS 120-319 to provide that state officers and agencies are required, on request, to provide information to any committee of either house of the General Assembly or any committee or commission whose funds are appropriated or transferred to General Assembly or Legislative Services Commission for disbursement. Provides that requirement includes requests by individual members of General Assembly or by one of its standing committees or chairs of standing committees. Amends GS 120-19.6 to add provision authorizing Speaker or President Pro Tem to create and appoint members of interim study committees for purpose of studying and investigating government agencies and matters of public policy.

S 166. STUDIES ACT OF 2001. Intro. 2/19/01. House amendments make the following changes to 3rd edition. Add the issue of workers' compensation insurance classifications to insurance and managed care issues and the issue of reporting threats of school violence to education-related issues that Legislative Research Commission may study. Delete provision stating that Joint Legislative Education Oversight Committee may establish special subcommittee to study state's school health curriculum, particularly as it relates to preventing spread of sexually transmitted diseases among adolescents. Add issue of payment by DOT of nonbetterment utility line relocation

costs to issues that Joint Legislative Transportation Oversight Committee may study. Provide that UNC Board of Governors shall (was, may) study feasibility of building new stadium at Fayetteville State University.

S 346. AMEND STALKING/DOMESTIC VIOLENCE LAWS. Intro. 3/6/01. House amendments make the following changes to 3rd edition: amends definition added by act regarding harassment under G.S. 14-277.3 (stalking). Defines harassment as including communications that torment, terrorize, or terrify; deletes communications that "annoy"; change effective date from Dec. 1, 2001, to March 1, 2002; make conforming change.

S 400. NO SALES TAX ON CERTAIN PUBLICATIONS. Intro. 3/12/01. Conference report recommends the following changes to 5th edition to reconcile matters in controversy. Delete provisions exempting free circulation publications from sales tax and directing Revenue Laws Study Committee to study the sales and use tax treatment of publications. Changes effective date from Oct. 1, 2001, to Jan. 1, 2002.

S 832. SMALL BUSINESS CONTRACTOR INITIATIVE/FUNDS. Intro. 4/3/01. Senate amendment makes the following changes to 2nd edition. Adds new G.S. 143B-472.77(k) providing that NC Small Business Contractor Authority created by act may not provide financial assistance that constitutes raising money on the credit of the state or pledging the faith of the state for the payment of any debt. Requires Authority to obtain written certification of State Treasurer that proposed financial assistance does not constitute those things.

S 914. PUBLIC CONSTRUCTION LAW CHANGES. Intro. 4/5/01. Conference report recommends the following changes to 6th edition to reconcile matters in controversy. Adopts House Committee Substitute # 2, as amended with following changes: (1) Clarifies that bids submitted to construction manager at risk do not become public records until opened. (2) Changes the minority business participation requirements to delete provision that percentage goal adopted by local government for building projects is "to include water, sewer, and landscape projects where no buildings are erected or repaired in accordance with this subsection"; specifies that bidder must include affidavit listing good faith efforts it made to acquire minority businesses and total dollar value of the bid that will be performed by minority businesses; requires lowest responsible bidder within time specified in bid documents to file an affidavit that describes the portion of the work to be performed by minority businesses expressed as a percentage of the total contract price, which indicates it equals or surpasses the applicable goal or to file documentation that indicates good faith efforts to meet the goal; provides that in establishing point system for good faith efforts to get minority business participation, Sec'y may not require contractor to earn more than 50 points and must assign at least 10 points to each of the 10 acts listed in the statute as good faith efforts and specifies that provision requiring public building contracts to be awarded without regard to race, color, religion, creed, national origin, sex, age or handicapping condition and provision requiring public records created under minority business participation statute apply to all building projects, not only projects costing $300,000 or more. (3) Excepts from Dep't of Administration's authority to approve plans for construction and renovation of state buildings and buildings located on state property, those buildings over which a local building code inspection department has and exercises jurisdiction. (4) Amends GS 133-1.1, which requires certificate of compliance with State Building Code on projects where there is no registered architect or engineer, to exempt projects with a total cost of $100,000 that do not alter life safety systems, effective July 1, 2001, and sunsets Dec. 31, 2006. (5) Reduces appropriation to Dep't of Administration to implement act from $1,012,746 to $771,264 for fiscal year 2001-02 and increases appropriation from $623,383 to $748,478 for fiscal 2002-03.

S 1109. 2001 ADJOURNMENT RESOLUTION. Intro. 12/5/01. Senate amendment makes the following changes to 1st edition. Changes adjournment date from Dec. 5 to Dec. 6, 2001, and changes convening date for 2002 session from May 27, 2002, to May 28, 2002.

HOUSE BILLS

H 168. CORPORATE ASSET TRANSFERS RELIEF. Intro. 2/20/01. Senate committee substitute makes the following changes to 2nd edition. Changes title of bill to *AN ACT TO PERMIT A CORPORATION TO TRANSFER ASSETS TO A WHOLLY OWNED UNINCORPORATED ENTITY AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, TO AMEND THE INDEMNIFICATION PROVISIONS OF THE PATIENT'S BILL OF RIGHTS, TO SUPPORT TROOPS PARTICIPATING IN OPERATIONS ENDURING FREEDOM AND NOBLE EAGLE, AND TO PERMIT LEAVE FOR DISASTER SERVICE VOLUNTEERS.* Deletes changes to S 842 (SL

2001-387) and H 1073 (SL 2001-390). Amends S 199 (SL 2001-446) to provide that managed care entity has right to indemnity against health care providers only if the health care provider has "explicitly" agreed in a written agreement separate from the managed care organization's standard professional agreement to assume responsibility for making noncertification decisions with respect to certain insureds or enrollees. However, right to indemnity does not apply to professional medical or health care services and applies only where agreement to assume responsibility was undertaken voluntarily and the managed care organization has not adversely affected the terms and conditions of the relationship with the health care provider. Grants the following benefits to deployed military personnel serving in Operation Enduring Freedom or Operation Noble Eagle: Allows Governor to extend deadlines and waive penalties (including driver's license renewals, fees for lapsed motor vehicle liability insurance); allows payment of property taxes without penalty or interest up to 90 days after end of deployment; extends period for listing of property for taxation to 90 days after end of deployment; requires community colleges for 2001-02 academic year, upon request, to refund tuition and fees to reserve and national guard personnel called to active duty and to buy back text books to extent possible; recommends constituent institutions of UNC review tuition refund policies for 2001-02 academic year based on circumstances set out in bill; and provides that students receiving NC Legislation Tuition Grant who lose full-time student status due to military service related to national emergency not be required to repay grant for that semester. Amends GS 166A-32 regarding leave from state agency for disaster service volunteer to provide that leave applies to disaster occurring within the United States not just North Carolina and to eliminate requirement that employee be a "certified" disaster service volunteer. Section regarding managed health care indemnity effective July 1, 2002, and remainder of act effective when it becomes law.

H 231. BUDGET TECHNICAL CORRECTIONS. Intro. 2/26/01. Conference report recommends the following changes to 6th edition to reconcile matters in controversy. Deletes the previous version and substitutes conference committee substitute, which differs from the previous version as follows. Except as otherwise noted, act is effective July 1, 2001.

Provides that net proceeds from sale of right-of-ways from Dep't of Juvenile Justice to Dep't of Transportation, in amount of $172,050, shall be used to build a maintenance and storage facility at Dobbs Youth Development Center.

Amends SL 2001-424, sec. 25.16, by providing that DOC may reallocate unspent or unclaimed funds distributed to counties by the State-County Criminal Justice Partnership Program; deletes provision requiring reversion of $1 million of unexpended cash balance of Program to General Fund at the close of FY 2002 and 2003.

Authorizes State Board of Community Colleges to adopt temporary rules clarifying specified administrative provisions relating to fees charged to students attending community colleges. Effective when acts becomes law and expires six months thereafter.

Revises GS 143B-434(b) to make Sec'y of Revenue ex officio nonvoting member of Economic Development Board.

Amends GS 161-31(b) (payment of delinquent taxes on recording of deeds), as enacted by SL 2001-464, to add Carteret, Cleveland, Davidson, Gaston, Iredell, Martin, Person, Rockingham, Rowan, and Washington counties.

Revises GS 147-45 by deleting list of agencies entitled at state expense to specified number of copies of session laws and General Assembly journals. Provides instead that agencies receiving copies, and number of copies they receive, will be determined by Legislative Services Comm'n. Also provides that if agency is entitled to more than one copy, additional copies will be in electronic form unless agency requests additional hard copies from Sec'y of State by Aug. 1 of each year. Provides that for 2001, agency must make this request to the Sec'y of State within 30 days after act becomes law; also provides that state senators and representatives entitled to receive 2001 journal must submit request in writing to principal clerk of that chamber within same time period. Amends G.S. 120-34(a) to require Legislative Services Comm'n to publish executive orders of Governor in addition to laws and resolutions passed by General Assembly. Requires Legislative Research Comm'n to study and report to 2002 General Assembly on additional changes to distribution of such publications.

Appropriates from General Fund to DHHS, Division of Medical Assistance, $246,762 for FY 2001-02 and $400,000 for FY 2002-03 for optional circumcision procedures for newborns eligible for Medicaid.

Amends SL 2001-424, sec. 21.6, to provide that funds appropriated to DHHS to assist eligible individuals in obtaining prescription drugs through pharmaceutical company programs shall be at no cost (was, at no or nominal cost). Provides that development of system shall be jointly managed by Office of Research, Demonstrations and

Rural Health Development, and Office of Pharmacy Services, Division of Public Health. Requires initial report by Jan. 1, 2002 (was, Dec. 1, 2001)

Provides that in accordance with G.S. 135-40.8(c3), as enacted by SL 2001-253, first $15 of allowable charges not paid by Teachers and State Employees' Comprehensive Major Medical Plan does not apply to cardiac rehabilitation benefits.

Revises GS 127A-116, effective Sept. 1, 2001, to direct Governor or designee to promulgate policies and regulations regarding leaves of absence for short periods of state or federal military duty or special emergency management services (was, state military duty only)

Changes effective date of SL 2001-424, sec. 32.24 (optional retirement program for community college system) to Jan. 1, 2003 (was, Jan. 1, 2002).

Directs Dep't of Crime Control and Public Safety to complete Phase 1 of floodplain mapping for Cape Fear River Basin by Dec. 30, 2002. Provides that if federal funds are insufficient to complete Phase 1, Dep't may use up to $6 million from Reserve for Disaster Relief to complete Phase 1. Also provides that Dep't may use up to $3 million from that Reserve to initiate Phase 2 of floodplain mapping for Catawba and Yakin River Basins.

Appropriates from General Fund to DHHS, Division of Public Health, $460,000 for FY 2001-02 for Sickle Cell Syndrome Purchase of Medical Care.

Provides that $50,000 in funds, appropriated to Dep't of Cultural Resources by SL 2001-424, sec. [illegible], shall be used to complete Information Technology Expansion Project and to aid in computerizing certain archival records in State Archives; deletes Information Resource Management Commission Project Certification for use of funds.

Revises G.S. 143-48.3(e), as enacted by SL 2001-424, sec. 15.6(b), to require UNC Board of Governors to exempt NC State and UNC-CH from e-procurement system; deletes provision requiring Board of Governors to determine whether exemption is in best interest of the respective constituent institutions. Also revises GS 143-49(8), as enacted by SL 2001-424, sec. 15.6(d), to provide that Sec'y of Administration shall consult with representative chosen by the local school administrative units before implementing procurement card program.

Amends GS 147-12 to specify that governor has power to enter into Class III Tribal-State gaming compacts. Adds GS 71A-8 providing that federally recognized Indian tribe may conduct games in accordance with specified laws. Effective Aug. 1, 1994, and applicable to compacts executed on or after that date.

Appropriates from General Fund to Dept. of Sec'y of State $75,000 for FY 2001-02 to fund Advance Health Care Directive Registry. Changes effective date of provisions of SL 2001-455 establishing Registry from Jan. 1 to May 1, 2002.

Directs Legislative Research Comm'n to study and report to General Assembly in 2002 on sale of advertising for official mailings and publications of Division of Motor Vehicles. Prohibits Division from contracting for such advertising until authorized by General Assembly.

Amends G.S. 20-7(f) to allow Division of Motor Vehicles to issue or renew license for shorter than usual duration if applicant holds U.S. visa of limited duration. Effective when act becomes law.

Amends SL 2001-424, sec. 5.1, by providing that if DHHS determines that sufficient funds are not available within Work First Cash Assistance Program and Cash Assistance Reserve to provide cash assistance payments to all eligible families in FY 2001-02, DHHS may reduce allocations under TANF Block Grant for non-cash assistance programs and services.

Makes other technical changes.

H 338. 2001 TECHNICAL CORRECTIONS . Intro. 3/1/01. Conference report recommends the following changes to 6th edition to reconcile matters in controversy. Deletes amendment to G.S. 18B-901(c) regarding factor of proximity of establishment to a church or school in issuing ABC permit. Changes effective date of amendment to statute granting lien on personal injury recovery to state entity that provided medical services in connection with injury from Oct. 1, 2001, to March 1, 2002. Amends various sections of domestic corporation and partnership laws regarding conversions to business entity with status as a limited liability limited partnership under GS 59-102. Provides that requirement for Board of Agriculture to consult with Joint Legislative Comm'n on Governmental Operations on state fairgrounds leases and contracts applies only to contracts with an estimated revenue to the state of at least $100,000. Deletes amendment to GS 126-5(c1) exempting employees of State Health Plan from coverage under State Personnel Act. Amends GS 135-40.8(c3) to provide that co-payment in State Health Plan assessed under that section does not apply to charges for injected medications. Deletes amendments to GS 143-48.3 and 143-49 dealing with electronic procurement. Deletes amendments that allow reductions in TANF Block Grant to ensure cash assistance payments to eligible families and that placed representatives of NC Partnership for Children, Inc. on "More at Four" Pre-K Task Force. Deletes provisions restoring position in Dep't of Crime

Control and Public Safety eliminated in budget and creating new position within Dep't. Deletes provision modifying effective date of provision in budget bill regarding optional retirement program for NC Community Colleges System. Removes authorization for Dep't of Transportation to expend funds on Wright Brothers Centennial celebration. Deletes provision allowing Winston-Salem/Forsyth Board of Education to enter into partnership agreement for operation of charter school.

H 456. CHILD ABUSE IN CHILD CARE FACILITY STUDY. Intro. 3/1/01. House committee substitute makes the following changes to 1st edition. Adds to the study commission's charge the study of issues related to expungement of information from the Central Registry of abuse, neglect, or dependency

H 599. REVISE CONSUMER FINANCE ACT. Intro. 3/14/01. Senate committee substitute makes the following changes to 5th edition. Revises new GS 53-173(a1) to provide that, in addition to interest, licensee may collect from borrower a fee for processing the loan equal to 5% of the loan amount up to $25 (previous version allowed fee of $25 regardless of size of loan). Deletes new GS 53-173(g) and GS 53-176(g), which specified late payment charges that lender could charge. Revises GS 53-176(b) to allow loan processing fee of 1% for cash advance above $2,500, not to exceed $40 (was, $60).

H 688. TAX REVENUE FOR TURFGRASS RESEARCH/MENTAL HEALTH. Intro. 3/19/01. Conference report recommends the following changes to 5th edition to reconcile matters in controversy. Deletes appropriation to Rural Economic Development Center for Agricultural Advancement Consortium and appropriation to Trust Fund for Mental Health Developmental Disabilities and Substance Abuse Services and Bridge Funding Needs for purposes stated in previous version. Requires State Controller, by June 30, 2002, to credit $750,000 from General Fund to Savings Reserve Account. Changes title accordingly. Changes effective date from Dec. 1, 2001, to Feb. 1, 2002.

H 1144. REVISE BOG ELECTION PROCEDURE. Intro. 4/12/01. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Adopts the Senate committee substitute except deletes provision creating a UNC Board of Governors Study Comm'n and makes clarifying correction.

H 1284. OPENNESS OF COURT RECORDS AND PROCEEDINGS. Intro. 4/12/01. Conference report recommends the following changes to 6th edition to reconcile matters in controversy. Revises GS 135-40.4(a), as amended by SL 2001-253, to provide that terms pertaining to reimbursement rates or other consideration of contract (was, all of terms of contract) are not a public record (was, are confidential and not a public record) for a period of thirty months after date of expiration of contract (was, five years). Also provides that provision making information not a public record does not prohibit release to, among others, Committee on Employee Hospital and Medical Benefits (was, Joint Legislative Health Care Oversight Committee).

Revises GS 131E-97.3 (confidentiality of competitive health care information) by adding provision that nothing in that section prevents elected body, in closed session, that has responsibility for hospital, Attorney General, or State Auditor from having access to information made confidential by section. Provides that members of public entity have duty not to further disclose the confidential information.

LEGISLATION ENACTED

SL 2001-481 (S 907). ORGAN, EYE, AND TISSUE DONOR REGISTRY. *AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES AND OTHER APPROPRIATE STATE AGENCIES TO STUDY THE ESTABLISHMENT OF A STATEWIDE ORGAN, EYE, AND TISSUE DONOR REGISTRY, AND TO CLARIFY THE CURRENT LAW PERTAINING TO ANATOMICAL GIFT DONATION.* Summarized in *Daily Bulletin* 10/3/01, 10/25/01, and 11/16/01. Enacted Dec. 6, 2001. Sections 2 and 3 of this act are effective Jan. 1, 2002. The remainder of this act is effective Dec. 6, 2001.

SL 2001-482 (S 178). ADULT CARE HOME ASSESSMENT. *AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO DEVELOP AN INSTRUMENT FOR ASSESSING THE QUALITY OF CARE PROVIDED BY ADULT CARE HOMES.* Summarized in *Daily Bulletin* 2/19/01, 3/29/01, and 11/15/01. Enacted Dec. 6, 2001. Effective Dec. 6, 2001.

SL 2001-483 (H 1389). RETIRED MAGISTRATES BILL. *AN ACT AUTHORIZING THE DIVISION OF MOTOR VEHICLES TO ISSUE A SPECIAL REGISTRATION PLATE FOR RETIRED MAGISTRATES AND FOR RECIPIENTS OF THE COMBAT INFANTRY BADGE.* Summarized in *Daily Bulletin* 11/13/01 and 11/20/01. Enacted Dec. 6, 2001. Effective Dec. 6, 2001.

NEXT SESSIONS

Tuesday, May 28, 2002

HOUSE convenes at 12:00 noon.

SENATE convenes at 12:00 noon.

G41
25:2001/181

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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Vol. 2001, No. 181

Wednesday, December 19, 2001

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LEGISLATION ENACTED

SL 2001-484 (S 348). INCREASE CUMBERLAND OCCUPANCY TAX. *AN ACT TO AUTHORIZE CUMBERLAND COUNTY TO INCREASE ITS OCCUPANCY TAX AND TO MAKE OTHER ADMINISTRATIVE CHANGES TO ITS OCCUPANCY TAX.* Summarized in *Daily Bulletin* 8/29/01, 10/23/01, 11/13/01, and 12/4/01. Enacted Dec. 6, 2001. Effective Dec. 6, 2001.

SL 2001-485 (S 603). NAVASSA/CARY CHANGES. *AN ACT TO TEMPORARILY EXPAND THE NAVASSA TOWN BOARD TO INCLUDE REPRESENTATION FROM THE AREA RECENTLY ANNEXED, TO AUTHORIZE THE TOWN OF CARY TO REGULATE THE OPERATION OF GOLF CARTS ON PUBLIC STREETS WITHIN THE TOWN, AND CONCERNING AIRPORT LEASES BY MONTGOMERY COUNTY.* Summarized in *Daily Bulletin* 12/5/01. Enacted Dec. 6, 2001. Effective Dec. 6, 2001.

SL 2001-486 (S 571). PRESIDENT PRO TEM AND SPEAKER APPOINTMENTS. *AN ACT TO APPOINT PERSONS TO VARIOUS PUBLIC OFFICES UPON THE RECOMMENDATION OF THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND TO MAKE VARIOUS CHANGES TO BOARDS AND COMMISSIONS.* Summarized in *Daily Bulletin* 11/6/01 and 12/5/01. Enacted Dec. 16, 2001. Effective Dec. 16, 2001.

SL 2001-487 (H 338). 2001 TECHNICAL CORRECTIONS. *AN ACT TO MAKE TECHNICAL CORRECTIONS AND CONFORMING CHANGES TO THE GENERAL STATUTES AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION; AND TO MAKE VARIOUS OTHER CHANGES TO THE GENERAL STATUTES AND SESSION LAWS.* Summarized in *Daily Bulletin* 3/1/01, 4/25/01, 11/27/01, 11/28/01, 12/4/01, and 12/6/01. Enacted Dec. 16, 2001. Effective Dec. 16, 2001, except as otherwise provided.

SL 2001-488 (H 382). ADOPT STATE FRUIT AND BERRIES. *AN ACT ADOPTING THE OFFICIAL FRUIT AND BERRIES OF NORTH CAROLINA.* Summarized in *Daily Bulletin* 3/1/01 and 9/27/01. Enacted Dec. 16, 2001. Effective Dec. 16, 2001.

LEGISLATION PENDING APPROVAL OF THE GOVERNOR

* indicates that text of original bill was changed by some action.
= sign indicates that the original bill is identical to another bill.

H 72	MODIFY VEHICLE TAX REFUND & TAX CAP.	*H	12-06-2001	Pres. To Gov. 12/6/2001
H 110	VARIOUS NEW SPECIAL LICENSE PLATES	*H	12-04-2001	Pres. To Gov. 12/4/2001
H 168=	CORPORATE ASSET TRANSFERS.	*H	12-07-2001	Pres. To Gov. 12/7/2001
H 231	EDUCATION REVENUE ACT.	*H	12-07-2001	Pres. To Gov. 12/7/2001
H 253	CERTAIN MANUFACTURED HOMES REAL PROPERTY.	*H	12-04-2001	Pres. To Gov. 12/4/2001
H 599	REVISE CONSUMER FINANCE ACT.	*H	12-07-2001	Pres. To Gov. 12/7/2001

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H 688=	TAX REVENUE FOR TURFGRASS RESEARCH.	*H	12-07-2001	Pres. To Gov. 12/7/2001
H 748=	VEHICLE TRANSITION/PREMIUMS TAX PREPARED FOOD.	*H	12-06-2001	Pres. To Gov. 12/6/2001
H 948	REDEFINE "SPECIAL ABC AREA".	*H	12-06-2001	Pres. To Gov. 12/6/2001
H 969	AIR QUALITY/MOTOR VEHICLE INSPECTION FEES.	*H	12-06-2001	Pres. To Gov. 12/6/2001
H1019=	SEPTAGE MGT/ON-SITE WASTEWATER/LIABILITY.	*H	12-06-2001	Pres. To Gov. 12/6/2001
H1061=	EXEMPT WATER RESALE FROM DRINKING WATER ACT.	*H	12-05-2001	Pres. To Gov. 12/5/2001
H1144=	AMEND ST. BD. OF EDUC. ADVISORY MEMBERS.	*H	12-07-2001	Pres. To Gov. 12/7/2001
H1195=	ANNUAL ABSENTEE/FORSYTH SUPERIOR CT. JUDGE.	*H	12-06-2001	Pres. To Gov. 12/6/2001
H1268	CAMA/MODIFY ESTUARINE BUFFER EXEMPTION/GRANTS.	*H	12-04-2001	Pres. To Gov. 12/4/2001
H1284	OPENNESS OF COURT RECORDS AND PROCEEDINGS.	*H	12-07-2001	Pres. To Gov. 12/7/2001
H1388	EXTEND SUNSET ON STATE PORTS TAX CREDIT.	*H	12-05-2001	Pres. To Gov. 12/5/2001
H1427	AMEND USE VALUE STATUTES.	*H	12-04-2001	Pres. To Gov. 12/4/2001
S 68	CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE.	*S	12-06-2001	Pres. To Gov. 12/7/2001
S 166=	THE STUDIES ACT OF 2001.	*S	12-06-2001	Pres. To Gov. 12/7/2001
S 346	AMEND STALKING/DOMESTIC VIOLENCE LAWS.	*S	12-06-2001	Pres. To Gov. 12/7/2001
S 400=	NO SALES TAX ON CERTAIN PUBLICATIONS.	*S	12-06-2001	Pres. To Gov. 12/7/2001
S 470=	AMEND MV DEALER FRANCHISE LAWS.	*S	12-06-2001	Pres. To Gov. 12/6/2001
S 649	MV DEALER DISCLOSURE OF CERTAIN FEES.	*S	12-05-2001	Pres. To Gov. 12/5/2001
S 721=	OCCUPATIONAL LICENSING FEES & PER DIEM CHANGES.	*S	12-06-2001	Pres. To Gov. 12/6/2001
S 772=	ENTERAL SEDATION/DENTIST PERMITS.	S	12-06-2001	Pres. To Gov. 12/7/2001
S 912	PENALTY FOR FILING FALSE STATUTORY LIEN.	*S	12-04-2001	Pres. To Gov. 12/4/2001
S 914	PUBLIC CONSTRUCTION LAW CHANGES.	*S	12-06-2001	Pres. To Gov. 12/7/2001
S 990=	NO DISCLOSURE OF STUDENT INFO TO 3RD PARTIES.	*S	12-06-2001	Pres. To Gov. 12/6/2001
S1014	STRENGTHEN LITTERING LAWS.	*S	12-06-2001	Pres. To Gov. 12/6/2001
S1038	PUBLIC RIGHT-OF-WAY DECLARATION.	*S	12-06-2001	Pres. To Gov. 12/6/2001

NOTE

The Institute of Government will publish an additional *Daily Bulletin* in January to report final action on the bills pending approval of the Governor. We will resume regular publication of the *Daily Bulletin* when the 2002 Session convenes on May 28, 2002.

The North Carolina Constitution provides that the Governor has thirty days to consider legislation presented to him in the last ten days of a legislative session. If the Governor should veto one of these bills, the General Assembly must reconvene within forty days of adjournment for the sole purpose of reconsidering the vetoed bills (unless a majority of members of each chamber state in written requests that such a session is not necessary).

G41
25:2001/182

Daily Bulletin

ACTIONS BY THE NORTH CAROLINA GENERAL ASSEMBLY

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Vol. 2001, No. 182

Wednesday, January 9, 2002

LEGISLATION ENACTED

SL 2001-489 (H 748). VEHICLE TRANSITION/PREMIUMS TAX/PREPARED FOOD. *AN ACT TO PROVIDE TRANSITIONAL PROVISIONS FOR THE REPEAL OF THE HIGHWAY USE TAX CAP ON NONCOMMERCIAL MOTOR VEHICLES, TO TEMPORARILY MODIFY THE TAXATION OF HMOs AND MEDICAL SERVICE CORPORATIONS, AND TO CLARIFY THE SALES TAX EXEMPTION FOR PREPARED FOOD.* Summarized in *Daily Bulletin* 11/13/01, 11/20/01, and 11/28/01. Enacted Dec. 19, 2001. Section 1 and Subsections 2(a)-(d) are effective Dec. 19, 2001. Subsections 2(f) and (g) are effective for taxable years beginning on or after Jan. 1, 2004. Subsection 2(h) is effective for taxable years beginning on or after Jan. 1, 2003. Section 3 is effective Jan. 1, 2002.

SL 2001-490 (S 68). CRIMINAL JUSTICE STANDARDS COMMISSION CHANGE. *AN ACT TO MAKE CHANGES TO THE MEMBERSHIP OF THE NORTH CAROLINA CRIMINAL JUSTICE EDUCATION AND TRAINING STANDARDS COMMISSION, TO CLARIFY THE ENFORCEMENT POWERS OF THE COMMISSION, TO REPEAL THE REMOVAL OF THE DEPARTMENT OF CORRECTION FROM THE COMMISSION, AS RECOMMENDED BY THE JOINT LEGISLATIVE CORRECTIONS AND CRIME CONTROL OVERSIGHT COMMITTEE, AND TO MAKE CONFORMING CHANGES FOR THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION.* Summarized in *Daily Bulletin* 2/6/01, 3/28/01, 4/24/01, 6/6/01, and 12/6/01. Enacted Dec. 19, 2001. Effective June 30, 2001.

SL 2001-491 (S 166). THE STUDIES ACT OF 2001. *AN ACT TO AUTHORIZE STUDIES BY THE LEGISLATIVE RESEARCH COMMISSION, TO CREATE VARIOUS STUDY COMMITTEES AND COMMISSIONS, TO AUTHORIZE OR DIRECT STATE AGENCIES, LEGISLATIVE OVERSIGHT COMMITTEES AND COMMISSIONS TO STUDY SPECIFIED ISSUES, AND TO AMEND THE LAW REGARDING THE FURNISHING OF DATA AND INFORMATION BY STATE AGENCIES TO LEGISLATIVE COMMITTEES AND COMMISSIONS AND REGARDING INTERIM COMMITTEE ACTIVITY.* Summarized in *Daily Bulletin* 12/6/01. Enacted Dec. 19, 2001. Effective Dec. 19, 2001, except as otherwise provided. If a study is authorized both in this act and the Current Operations Appropriations Act of 2001, the study shall be implemented in accordance with the Current Operations Appropriations Act of 2001 as ratified.

SL 2001-492 (S 649). MOTOR VEHICLE DEALER DISCLOSURE OF CERTAIN FEES. *AN ACT TO REQUIRE CONSPICUOUS DISCLOSURE OF MOTOR VEHICLE DEALER ADMINISTRATIVE FEES AND FINANCE YIELD CHARGES AND TO INCREASE DEALER SURETY BOND PROTECTION AND TO CLARIFY THE LAW CONCERNING SALVAGE MOTOR VEHICLES.* Summarized in *Daily Bulletin* 3/22/01, 9/20/01, and 9/25/01. Enacted Dec. 19, 2001. Sections 1-3 are effective Dec. 1, 2001. Section 4 of this act is effective Dec. 31, 2001. Section 5 is effective upon ratification and expires Nov. 1, 2001. Section 6 of this act is effective Dec. 19, 2001.

SL 2001-493 (S 721). OCCUPATIONAL LICENSING FEES AND PER DIEM CHANGES. *AN ACT TO AUTHORIZE THE BOARD OF EXAMINERS IN OPTOMETRY AND THE STATE BOARD OF CHIROPRACTIC EXAMINERS TO INCREASE CERTAIN FEES AND TO INCREASE THE COMPENSATION OF BOARD MEMBERS AND TO AUTHORIZE THE NORTH CAROLINA MEDICAL BOARD TO INCREASE THE ANNUAL*

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REGISTRATION FEE. Summarized in *Daily Bulletin* 10/22/01 and 10/30/01. Enacted Dec. 19, 2001. Effective Jan. 1, 2002.

SL 2001-494 (H 1268). CAMA/MODIFY ESTUARINE BUFFER EXEMPTION/GRANTS. *AN ACT TO MODIFY CERTAIN EXEMPTIONS TO THE THIRTY-FOOT BUFFER REQUIREMENT ALONG PUBLIC TRUST AND ESTUARINE WATERS AND TO PROVIDE THAT FUNDS NECESSARY TO PAY PLANNING GRANTS MADE UNDER THE COASTAL AREA MANAGEMENT ACT OF 1974 MAY BE CARRIED FORWARD TO THE NEXT FISCAL YEAR.* Summarized in *Daily Bulletin* 11/27/01. Enacted Dec. 19, 2001. Effective Dec. 19, 2001. If the Coastal Resources Commission adopts a temporary rule as provided in Section 3 of this act, Section 1 expires when the temporary rule becomes effective.

SL 2001-495 (S 912). PENALTY FOR FILING UNAUTHORIZED STATUTORY LIEN. *AN ACT TO PROHIBIT THE INDEXING, DOCKETING, OR RECORDING OF UNAUTHORIZED CLAIMS OF LIEN AND TO PROVIDE FOR PENALTIES FOR FILING UNAUTHORIZED STATUTORY LIENS.* Summarized in *Daily Bulletin* 4/5/01, 4/23/01, 6/4/01, 6/7/01, and 11/29/01. Enacted Dec. 19, 2001. Effective Jan. 1, 2002.

SL 2001-496 (S 914). PUBLIC CONSTRUCTION LAW CHANGES. *AN ACT TO PROVIDE FOR CONSTRUCTION FLEXIBILITY FOR PUBLIC ENTITIES BY ALLOWING THE USE, WITHOUT LIMITATION, OF SEPARATE-PRIME CONTRACTING, SINGLE-PRIME CONTRACTING, DUAL BIDDING, CONSTRUCTION MANAGER AT RISK, AND ALTERNATIVE CONTRACTING METHODS AUTHORIZED BY THE STATE BUILDING COMMISSION; TO ENHANCE AND IMPROVE GOOD FAITH EFFORTS TO RECRUIT AND SELECT MINORITY BUSINESSES FOR PARTICIPATION IN PUBLIC CONSTRUCTION CONTRACTS; TO INCREASE THE MANDATORY PERFORMANCE AND PAYMENT BOND THRESHOLD FOR PUBLIC CONSTRUCTION PROJECTS; TO PROVIDE FOR CONSTRUCTION AND DESIGN SUPERVISORY AUTHORITY FOR PROJECTS UP TO TWO MILLION DOLLARS FOR THE UNIVERSITY OF NORTH CAROLINA UNTIL DECEMBER 31, 2006; TO PROVIDE FOR EFFICIENCIES IN THE PLAN REVIEW PROCESS FOR PUBLIC BUILDINGS; TO AMEND THE LAW GOVERNING LANDSCAPE ARCHITECTURE; AND TO APPROPRIATE FUNDS TO IMPLEMENT THE PUBLIC CONSTRUCTION LAW CHANGES.* Summarized in *Daily Bulletin* 11/28/01, 11/29/01, 12/4/01, 12/5/01, and 12/6/01. Enacted Dec. 19, 2001. Sections 8(a)-(e) of this act are effective July 1, 2001 and expire Dec. 31, 2006. Section 11.1 is effective March 1, 2002. The remaining sections of Parts I and II are effective Jan. 1, 2002, and apply to construction projects for which bids or proposals are solicited on or after that date. The remainder of this act is effective Dec. 19, 2001. A city, county, or other public entity, other than the State, may apply verifiable percentage goals enacted prior to the effective date of Section 3.1 of this act to building projects undertaken on or after the effective date of Section 3.1.

SL 2001-497 (H 72). MODIFY VEHICLE TAX REFUND AND TAX CAP. *AN ACT TO EXTEND THE DEADLINE FOR APPLYING FOR A RELEASE OR REFUND OF PROPERTY TAXES AFTER THE OWNER HAS SURRENDERED THE VEHICLE LICENSE PLATE, AND TO CAP THE HIGHWAY USE TAX ON CERTAIN RECREATIONAL VEHICLES AT $1,500 PER VEHICLE.* Summarized in *Daily Bulletin* 2/8/01 and 11/28/01. Enacted Dec. 19, 2001. Effective Dec. 19, 2001. Section 2 applies retroactively to certificates of title issued on or after Oct. 1, 2001.

SL 2001-498 (H 110). VARIOUS NEW SPECIAL LICENSE PLATES. *AN ACT TO ESTABLISH A TRAFFIC CITATION PROCEDURE INVOLVING INDIVIDUALS CLAIMING DIPLOMATIC IMMUNITY AND TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO ISSUE THE FOLLOWING NEW SPECIAL REGISTRATION PLATES: AUDUBON NORTH CAROLINA; FIRST IN FORESTRY; MILITARY VETERAN; WORLD WAR II VETERAN, KOREAN CONFLICT VETERAN, AND OTHER MILITARY WARTIME VETERANS FOR WHICH THE U.S. DEPARTMENT OF DEFENSE HAS AUTHORIZED A CAMPAIGN BADGE OR MEDAL; SPECIAL FORCES ASSOCIATION; U.S. NAVY SPECIALTY; THE V FOUNDATION FOR CANCER RESEARCH; HARLEY OWNERS' GROUP; ROCKY MOUNTAIN ELK FOUNDATION; AND SAVE THE SEA TURTLES.* Summarized in *Daily Bulletin* 2/14/01, 5/17/01, 9/17/01, 9/18/01, 9/19/01, and 11/27/01. Enacted Dec. 19, 2001. Section 7 is effective at the earliest practical date, but no later than Jan. 1, 2003. The remainder of this act is effective Dec. 19, 2001. Sections 1(b), 3(b), 4(b), and 6(b) expire on June 30, 2006.

SL 2001-499 (H 1427). AMEND USE VALUE STATUTES. *AN ACT TO AMEND THE PRESENT-USE VALUE STATUTES AND TO ESTABLISH THE PROPERTY TAX STUDY COMMISSION.* Summarized in *Daily Bulletin* 5/7/01, 8/22/01, 9/4/01, 10/4/01, and 11/28/01. Enacted Dec. 19, 2001. Effective for taxes imposed for taxable years beginning on or after Jan. 1, 2002.

SL 2001-500 (S 990). NO DISCLOSURE OF STUDENT INFORMATION TO THIRD PARTIES. *AN ACT TO PROHIBIT PERSONS CONTRACTING WITH THE PUBLIC SCHOOLS FROM DISCLOSING PERSONALLY IDENTIFIABLE INFORMATION ABOUT STUDENTS, TO AUTHORIZE SUSPENSIONS OF UP TO 365 DAYS FOR STUDENTS WHO MAKE CERTAIN FALSE THREATS, PERPETRATE CERTAIN HOAXES, OR THREATEN AN ACT OF TERRORISM, AND TO MAKE EMERGENCY RESPONSE PLANS CONFIDENTIAL.* Summarized in *Daily Bulletin* 4/5/01, 4/18/01, 8/9/01, 11/14/01, 11/27/01, and 12/4/01. Enacted Dec. 19, 2001. Section 1 of this act is effective Dec. 19, 2001, and applies to contracts entered into, renewed, or modified after that date. Sections 4-6 are effective Feb. 1, 2002. The remainder of this act is effective Dec. 19, 2001.

SL 2001-501 (S 1038). PUBLIC RIGHT-OF-WAY DECLARATION. *AN ACT TO AUTHORIZE LANDOWNERS TO INITIATE A SPECIAL PROCEEDING TO CLARIFY THE EXISTENCE OF A RIGHT-OF-WAY OPEN TO THE PUBLIC ADJACENT TO THEIR PROPERTY WHEN THE PUBLIC RECORDS ARE UNCLEAR CONCERNING THE ACTUAL EXISTENCE OF THE RIGHT-OF-WAY AND TO REQUIRE THE DEPARTMENT OF TRANSPORTATION TO CONDEMN LAND FOR SECONDARY ROAD PAVING OR MAINTENANCE PROJECTS WHEN SEVENTY-FIVE PERCENT OF THE ADJACENT LANDOWNERS AGREE TO PROVIDE NECESSARY RIGHT-OF-WAY FOR THE PROJECT.* Summarized in *Daily Bulletin* 4/25/01, 11/28/01, and 12/3/01. Enacted Dec. 19, 2001. Effective Dec. 19, 2001.

SL 2001-502 (H 1061). ALLOCATION OF WATER/SEWER SERVICE COSTS. *AN ACT TO CLARIFY THE PROCEDURE UNDER WHICH A LESSOR, IN ORDER TO ENCOURAGE WATER CONSERVATION, MAY ALLOCATE THE COST OF PROVIDING WATER AND SEWER SERVICE AS RENT ON A METERED USE BASIS.* Summarized in *Daily Bulletin* 10/3/01 and 11/29/01. Enacted Dec. 19, 2001. Effective Dec. 19, 2001.

SL 2001-503 (H 1144). REVISE BOARD OF GOVERNORS ELECTION PROCEDURE. *AN ACT TO REVISE THE PROCEDURE BY WHICH THE GENERAL ASSEMBLY ELECTS THE MEMBERS OF THE BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA.* Summarized in *Daily Bulletin* 10/4/01 and 12/6/01. Enacted Dec. 19, 2001. Effective Dec.19, 2001.

SL 2001-504 (H 969). AIR QUALITY/MOTOR VEHICLE INSPECTION FEES. *AN ACT TO PROVIDE FOR THE IMPLEMENTATION OF THE AMBIENT AIR QUALITY IMPROVEMENT ACT OF 1999, AS AMENDED BY S.L. 2000-134, BY INCREASING THE FEES CHARGED FOR MOTOR VEHICLE EMISSIONS AND SAFETY INSPECTIONS, AND TO MAKE OTHER AMENDMENTS TO THE LAWS GOVERNING MOTOR VEHICLE SAFETY AND EMISSIONS INSPECTIONS.* Summarized in *Daily Bulletin* 4/4/01, 5/16/01, 5/30/01, 6/5/01, 10/3/01, 10/4/01, and 12/4/01. Enacted Dec. 19, 2001. Sections 1, 4, and 9-18 of this act are effective Jan. 1, 2002. Section 7 is effective July 1, 2002. Section 2 of this act is effective Jan. 1, 2003. Sections 5 and 6 are effective July 1, 2003. Section 3 is effective July 1, 2007. Sections 8 and 19-23 of this act are effective Dec. 19, 2001.

SL 2001-505 (H 1019). SEPTAGE MANAGEMENT/ON-SITE WASTEWATER SYSTEMS/LIABILITY. *AN ACT TO AMEND THE LAWS GOVERNING THE SEPTAGE MANAGEMENT PROGRAM AND TO INCREASE CERTAIN PERMIT FEES UNDER THAT PROGRAM, TO IMPROVE THE PROCESS BY WHICH ON-SITE SUBSURFACE WASTEWATER DISPOSAL SYSTEMS ARE APPROVED AND TO ESTABLISH A SCHEDULE OF FEES APPLICABLE TO APPROVAL OF THOSE SYSTEMS, AND TO REQUIRE THAT ENVIRONMENTAL HEALTH SPECIALIST BE COVERED UNDER THE STATE'S EXCESS LIABILITY INSURANCE POLICY.* Summarized in *Daily Bulletin* 4/9/01, 4/19/01, 6/5/01, 7/10/01, 10/2/01, 11/6/01, and 11/27/01. Enacted Dec. 19, 2001. Sections 1.1, 1.2, and 3 are effective Jan. 1, 2002. The remainder of this act is effective Dec. 19, 2001.

SL 2001-506 (H 253). CERTAIN MANUFACTURED HOMES REAL PROPERTY. *AN ACT TO PROVIDE THAT MANUFACTURED HOMES NEED NOT HAVE MULTIPLE SECTIONS TO QUALIFY AS REAL PROPERTY FOR PROPERTY TAX PURPOSES, TO REQUIRE AN OWNER TO SURRENDER CERTIFICATE OF TITLE WHEN THE MANUFACTURED HOME BECOMES REAL PROPERTY, AND TO REQUIRE AN OWNER TO FILE EVIDENCE OF THE SURRENDER OF TITLE WITH THE REGISTER OF DEEDS.* Summarized in *Daily Bulletin* 2/26/01, 3/21/01, 10/4/01, 10/17/01, and 11/28/01. Enacted Dec. 19, 2001. Section 1 is effective for taxes imposed for taxable years beginning on or after July 1, 2002. The remainder of this act is effective Jan. 1, 2002, and applies to manufactured home title cancellations and to declarations of intent, deeds, deeds of trust, and other instruments recorded after that date.

SL 2001-507 (H 1195). ANNUAL ABSENTEE/FORSYTH SUPERIOR COURT JUDGE. *AN ACT TO GIVE ILL AND DISABLED CIVILIANS THE SAME RIGHT AS MILITARY PERSONNEL TO REQUEST ABSENTEE*

BALLOTS FOR AN ENTIRE CALENDAR YEAR, AND TO REALIGN THE SUPERIOR COURT DISTRICTS IN FORSYTH COUNTY. Summarized in *Daily Bulletin* 4/12/01, 4/26/01, 10/3/01, and 11/29/01. Enacted Dec. 19, 2001. Effective Dec. 19, 2001. Sections 3 and 4 apply to appointments made on or after Jan. 1, 2002, and primaries and elections held on or after Jan. 1, 2002. The remainder of this act applies to primaries and elections held on or after Jan. 1, 2002.

SL 2001-508 (H 168). CORPORATE ASSET TRANSFERS/RELIEF. *AN ACT TO PERMIT A CORPORATION TO TRANSFER ASSETS TO A WHOLLY OWNED UNINCORPORATED ENTITY, AS RECOMMENDED BY THE GENERAL STATUTES COMMISSION, TO AMEND THE INDEMNIFICATION PROVISIONS OF THE PATIENT'S BILL OF RIGHTS, TO SUPPORT TROOPS PARTICIPATING IN OPERATIONS ENDURING FREEDOM AND NOBLE EAGLE, AND TO PERMIT LEAVE FOR DISASTER SERVICE VOLUNTEERS.* Summarized in *Daily Bulletin* 2/20/01, 8/28/01, and 12/6/01. Enacted Dec. 19, 2001. Section 2 is effective July 1, 2002. The remainder of this act is effective Dec. 19, 2001, and Section 1 applies to transfers occurring on or after that date.

SL 2001-509 (S 400). NO SALES TAX ON CERTAIN PUBLICATIONS. *AN ACT TO TREAT NEWSPAPER VENDING MACHINES AS STREET VENDORS FOR SALES TAX PURPOSES.* Summarized in *Daily Bulletin* 3/12/01, 7/12/01, 7/30/01, 9/4/01, and 12/6/01. Enacted Jan. 4, 2002. Effective Jan. 1, 2002.

SL 2001-510 (S 470). AMEND MOTOR VEHICLE DEALER FRANCHISE LAWS. *AN ACT TO AMEND THE MOTOR VEHICLE DEALERS AND MANUFACTURERS LICENSING LAWS TO REQUIRE NOTICE OF ADDITIONAL CHARGES AGAINST DEALER'S ACCOUNTS; TO PROHIBIT A MANUFACTURER FROM VARYING THE PRICE OF NEW MOTOR VEHICLES BASED UPON VARIOUS FACTORS; TO ESTABLISH STANDARDS FOR MANUFACTURER REBATES AND INCENTIVES; TO PROHIBIT A MANUFACTURER OF RECREATION VEHICLES FROM OWNING A DEALERSHIP; TO PROHIBIT A MANUFACTURER FROM DISCRIMINATING AGAINST DEALERS; TO PROVIDE THAT PUNITIVE DAMAGES, ATTORNEYS' FEES, AND COSTS MAY BE AWARDED WHERE A VIOLATION OF THE LICENSING LAWS IS WILLFUL; TO PROVIDE THAT AN ASSOCIATION REPRESENTING DEALERS HAS STANDING; TO PROHIBIT THE ARBITRARY CHANGING OF A DEALER'S AREA OF RESPONSIBILITY; AND TO PROTECT DEALERS FROM REQUIREMENTS OR COERCION TO BUY SIGNS.* Summarized in *Daily Bulletin* 3/15/01, 4/25/01, 8/14/01, 8/30/01, and 12/4/01. Enacted Jan. 4, 2002. Effective Jan. 4, 2002.

SL 2001-511 (S 772). ENTERAL SEDATION/DENTIST PERMITS. *AN ACT AUTHORIZING THE NORTH CAROLINA BOARD OF DENTAL EXAMINERS TO ESTABLISH REGULATORY STANDARDS FOR THE ADMINISTRATION AND MONITORING OF ENTERAL SEDATION FOR OUTPATIENTS IN THE DENTAL SETTING IN ADDITION TO EXISTING STANDARDS FOR GENERAL ANESTHESIA AND PARENTERAL SEDATION.* Summarized in *Daily Bulletin* 4/2/01. Enacted Jan. 4, 2002. Effective Jan. 1, 2002.

SL 2001-512 (S 1014). STRENGTHEN LITTERING LAWS. *AN ACT TO STRENGTHEN THE LITTERING LAWS.* Summarized in *Daily Bulletin* 4/5/01, 4/16/01, 4/25/01, 6/18/01, 7/23/01, 7/30/01, and 12/4/01. Enacted Jan. 4, 2002. Section 1 of this act is effective March 1, 2002. Section 2 is effective June 1, 2002. Sections 3, 4, 13, and 14 are effective Jan. 1, 2002. The remainder of this act is effective Jan. 4, 2002.

SL 2001-513 (H 231). BUDGET TECHNICAL CORRECTIONS. *AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE APPROPRIATIONS ACT OF 2001 AND FOR OTHER PURPOSES.* Summarized in *Daily Bulletin* 9/27/01 and 12/6/01 . Enacted Jan. 4, 2002. Effective July 1, 2001, unless otherwise provided.

SL 2001-514 (H 688). TAX REVENUE FOR TURFGRASS RESEARCH/MENTAL HEALTH. *AN ACT TO TAX THE SALES OF FERTILIZERS AND SEED TO NONFARMERS AND TO APPROPRIATE REVENUES FOR TURFGRASS RESEARCH AND EDUCATION AND THE SAVINGS RESERVE ACCOUNT.* Summarized in *Daily Bulletin* 9/10/01, 9/19/01, 9/20/01, 10/3/01, and 12/6/01. Enacted Jan. 4, 2002. Effective Feb. 1, 2002.

SL 2001-515 (H 948). REDEFINE "SPECIAL ABC AREA." *AN ACT TO MAKE CHANGES IN THE LAW REGARDING THE DEFINITION OF "SPECIAL ABC AREA", TO AUTHORIZE THE SUMMARY REVOCATION OR SUSPENSION OF AN ABC PERMIT FOR VIOLATIONS RELATING TO ALCOHOLIC BEVERAGE SALES IN URBAN REDEVELOPMENT AREAS, AND TO MODIFY THE LAW CONCERNING MIXED BEVERAGE ELECTIONS ON BARRIER ISLANDS.* Summarized in *Daily Bulletin* 4/3/01, 4/23/01, 4/26/01, 10/3/01, 11/28/01, and 11/29/01. Enacted Jan. 4, 2002. Effective Jan. 4, 2002. Subsection 3(b) applies to violations occurring on or after Jan. 4, 2002.

SL 2001-516 (H 1284). OPENNESS OF COURT RECORDS AND PROCEEDINGS. *AN ACT TO CREATE A CIVIL PROCEDURE FOR ASSERTING A RIGHT OF ACCESS TO A JUDICIAL PROCEEDING OR TO A JUDICIAL RECORD; TO CREATE A NEW FEE FOR FILING A MOTION UNDER G.S. 1-72.1; TO PROTECT CERTAIN RECORDS AND PROCEEDINGS DEALING WITH SENSITIVE PUBLIC SECURITY AND PROTECTION ISSUES; TO PROVIDE THAT CERTAIN TERMS OF CONTRACTS BETWEEN HOSPITALS, HOSPITAL AUTHORITIES, PHYSICIAN OR OTHER MEDICAL PROVIDERS, OR A PHARMACY BENEFIT MANAGER AND THE PLAN ARE NOT A PUBLIC RECORD; AND TO PROVIDE FOR THE CONFIDENTIALITY OF COMPETITIVE HEALTH CARE INFORMATION.* Summarized in *Daily Bulletin* 4/12/01, 4/24/01, 6/19/01, 8/1/01, 12/3/01, 12/4/01, and 12/6/01. Enacted Jan. 4, 2002. Sections 1 and 2 are effective Jan. 1, 2002, and apply to court records filed on or after that date and to judicial proceedings commenced or pending on or after that date. The remainder of this act is effective Jan. 4, 2002. Section 3 applies to public records in existence on or after Jan. 4, 2002.

SL 2001-517 (H 1388). EXTEND SUNSET ON STATE PORTS TAX CREDIT. *AN ACT TO EXTEND THE SUNSET ON THE STATE PORTS TAX CREDIT.* Summarized in *Daily Bulletin* 4/26/01, 8/23/01, 9/20/01, and 11/29/01. Enacted Jan. 4, 2002. Effective for taxable years beginning on or after March 2, 2000.

SL 2001-518 (S 346). AMEND STALKING/DOMESTIC VIOLENCE LAWS. *AN ACT AMENDING THE LAW REGARDING THE CRIMINAL OFFENSE OF STALKING AND CERTAIN DOMESTIC VIOLENCE LAWS.* Summarized in *Daily Bulletin* 4/25/01, 5/16/01, and 12/6/01. Enacted Jan. 5, 2002. Effective March 1, 2002.

SL 2001-519 (H 599). REVISE CONSUMER FINANCE ACT. *AN ACT TO MODIFY THE CONSUMER FINANCE ACT TO INCREASE THE AMOUNT OF LOANABLE ASSETS REQUIRED BEFORE AN ENTITY IS LICENSED TO ENGAGE IN BUSINESS IN THE STATE, TO REVISE THE COLLECTION OF INTEREST UNDER CERTAIN CIRCUMSTANCES, TO ESTABLISH A LOAN PROCESSING FEE, TO ALLOW LENDERS TO CHARGE A LATE PAYMENT PENALTY UNDER CERTAIN CIRCUMSTANCES, TO REQUIRE DISCLOSURE ON SOLICITATION OF LOANS BY FACSIMILE OR NEGOTIABLE CHECKS, TO ALLOW LENDERS TO MAINTAIN CERTAIN RECORDS IN THE FORM OF OPTICAL IMAGE DISKS, TO REPEAL OBSOLETE PROVISIONS OF THE GENERAL STATUTES, AND TO MAKE CONFORMING CHANGES TO THE GENERAL STATUTES.* Summarized in *Daily Bulletin* 3/14/01, 4/5/01, 4/23/01, 10/2/01, 12/4/01, and 12/6/01. Enacted Jan. 6, 2002. Effective Jan. 1, 2002.

NOTE

This is the last issue of the *Daily Bulletin* for the 2001 Regular Session. We will resume publication of the *Bulletin* when the 2002 Session convenes on May 28, 2002.

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